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# ARCHIVES OF MARYLAND

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## PROCEEDINGS

OF THE

# COUNCIL OF MARYLAND

1687/8–1693

PUBLISHED BY AUTHORITY OF THE STATE, UNDER THE DIRECTION
OF THE MARYLAND HISTORICAL SOCIETY

WILLIAM HAND BROWNE
*Editor*

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BALTIMORE, MD.

ROOMS OF THE MARYLAND HISTORICAL SOCIETY,

BALTIMORE, *May* 20, 1890.

*To the Maryland Historical Society:*

GENTLEMEN:

We have the honor to submit the Eighth Volume of the Maryland Archives, comprising the Council Proceedings from 1687–8 to 1693, being the third volume in that series.

Respectfully,

HENRY STOCKBRIDGE,
BRADLEY T. JOHNSON,
CLAYTON C. HALL,
*Committee.*

# PREFACE.

The present volume continues the Council records without a break, down to the outburst of that sedition, the result of which was to take the government of Maryland from the Proprietary and place it in the hands of the King. In the chaotic times that immediately followed, no regular record equivalent to a council journal seems to have been kept, or at least none has been preserved; so we have endeavored to throw what light we could upon the occurrences of the years 1689–92, by the help of documents in the Public Record Office, London.

It was unfortunate for the Proprietary that the killing of the King's collector, Rousby, by Talbot, not long before, and that of another collector, Payne, in a private brawl, gave color to the charge of disloyalty brought against the Proprietary government. It is true, these men belonged to a class with whom it is hard to have dealings without experiencing homicidal temptations, and of whom one made it his open boast that for twenty-five years he had lived on the curses of the people; but it must be admitted that the remedy was somewhat drastic. It was unfortunate, too, that the proclamation of William and Mary was delayed by the death of the messenger. Yet, from the circumstantial narratives of Darnall, Bertrand, Sayer and others, it is evident that the Maryland revolution of 1689 was not in the beginning a popular movement at all, but the work of a few malcontents and fishers in troubled waters, with the apostate Coode at their head, who played upon the credulity, the fears, and the ignorance of the people. Taking advantage of the isolation of the settlements and plantations, these men found it easy to alarm the people at Mattapany with a report that the Senecas and Papists were preparing to massacre the Protestants at Patuxent, and to terrify those in Anne Arundel with accounts that the Nanticokes and Papists were cutting throats at Mattapany.

The country being thrown thus into a panic of excitement, Coode and his coadjutors stepped forward in the character of protectors of the Protestants and preservers of order, imprisoned or frightened away those who resisted them, and made themselves masters of the Province, which they hastened to hand over to the King, in the name of all the Protestants in the Province. William, nothing loth to strike a blow at the Proprietary colonies, which had long been felt to be anomalies, and fortified by the hesitating opinion of Chief Justice Holt, that the proceeding, if not strictly lawful, was expedient, took the government into

his own hands, leaving to Baltimore, however, his territorial possessions and personal revenues. Maryland thus became a royal government, and so continued for twenty-five years, though the charter was never annulled.

Religious toleration in Maryland now ceased. The Episcopal Church was established, the country divided into parishes, and a contribution laid on all tithables to support the ministry. Dissenters were to some extent connived at; but the Catholics were subjected to the usual disabilities, and the penal statutes suspended over their heads.

## NOTES.

Page 12, line 32. "understands his wife" should be "from his wife."

Page 13, line 23. "as you have." Apparently, "as he hath."

Page 46, line 12. "Yerule" is a scribe's error for "J. Ernle." The members of the Council are: Jeffreys, Lord High Chancellor; Sir John Ernley, Chancellor of the Exchequer; Robert, Earl of Sunderland, President of the Council; John, Lord Belasyse, First Lord of the Treasury; Sidney, Lord Godolphin, and Henry, Lord Dover, Lords of the Treasury; Charles, Earl of Middleton, Secretary of State, and William, Duke of Hamilton, Councillor.

Page 47, line 41. "greate," "seal" omitted.

Page 64, line 15. "pieces of eight," *i. e.* Spanish dollars.

Page 65, line 31. This and the following letter seem to be to Effingham.

Page 75, line 19. "all that" for "all heat."

Page 102, line 39. "over" for "ever."

Page 107, line 7. Original torn.

Page 107, line 30. "W$^{la}$" is an error for "N$^{ha}$," *i. e.* Nehemiah.

Page 108, line 7. "promises" for "premises."

Page 111, line 32. The B is Blakiston's mark.

Page 118, line 44. "Nicholas" for "Michael."

Page 121, line 32. "Nicholas" for "Michael."

Page 127, line 14. "Maryland" for "Virginia."

Page 159, line 28. "Jackahick." Apparently some sign or token intelligible to the Indians.

Page 164, line 47. "take that" for "take order that."

Page 172, line 19. "Scharnecksteed," *i. e.* Schenectady.

Page 173, line 5. "St. Tophars" for "St. Christopher's."

Page 184, line 14. "Vivian" for "Ninian."

Page 184, line 23. "the 90$^{th}$." Apparently for "the 2$^{d}$, 90."

Page 189, line 18. "dethired" for "desired."

Page 196, line 5. "Vivian" for "Ninian."

Page 206, line 30. This letter is apparently addressed to Gov. Nicholson.

Page 220, line 19. "Lordspps." The final *s* is probably a terminal flourish of the original scribe.

Page 222, line 28. "p$^{s}$ of 8." Spanish dollars.

Page 236, line 40. There are evidently many errors in the names on these lists, but it is idle to make conjectural corrections.

Page 251. The original of this record seems to have been nearly illegible. The P. R. O. copy is full of errors.

Page 251, line 14. "Pend." Apparently "Gent."
Page 252, line 7. "Cook" or "Cooke" here and elsewhere for "Coke."
Page 252, line 11. "will" for "writt."
Page 253, line 10. "fitz hert," *i. e.* Fitzherbert.
Page 253, line 27. "respected" for "respited."
Page 258, line 43. "spās," *i. e.* subpoenas.
Page 260, line 37. "presence at the ken," *sic.* Perhaps "prisoner at the bar."
Page 261, line 4. "sped," *i. e.* subpoenaed.
Page 261, line 24. "imployed Molline." Perhaps "implied malice."
Page 298, line 14. "Defensoris" for "Defensores."
Page 317, line 68. "coquets" or "cockets": custom-house receipts.
Page 326, line 18. "do" for "so."
Page 343, line 44. "Indians and did." Something apparently omitted.
Page 349, line 14. "naked Indians." The Algonkin tribes in alliance with the French were so designated.
Page 363. Several of these names are undecipherable.
Page 395, line 13. "Revolution." The words "is unrecorded" seem wanting.
Page 396, line 28. "fint," *sic.* Perhaps "first."
Page 399, line 7. "Caspany" for "Casparus."
Page 399, line 10. "Lomas" for "Lomax."
Page 421, line 23. "answered." Probably "assessed."
Page 421, line 44. "forte and after." The act reads "a deck flush fore and aft."
Page 423, line 12. "natura" for "naturae."
Page 456, line 34. "Chancery." "writts" omitted.
Page 459, line 1. "Monsr Casteene." The Baron de Castin who had married the daughter of a Penobscot chief, and took part in various expeditions against the English, but not in the capture of Schenectady.
Page 459, line 3. "Skinnelicot" for "Schenectady."
Page 460, line 41. "sister a" for "sister of."
Page 469, line 19. The scribe has inadvertently written 1737 for 1692. This shows in what year this copy was made.
Page 482, line 45. "cōmizan" for "cognizance."
Page 483, line 16. So indorsed, though it is really a citation.
Page 485, line 46. "Protestants," *i. e.* Luke and Burnet, who signed the protest.
Page 487, line 32. The copy in Lib. K is not identical with that sent to England, so both are given.
Page 502, line 1. "honest man," *i. e.* Jacobite.
Page 507, line 43. "cer retur," *i. e.* certificate returnable.
Page 519, line 28. The P. R. O. copy of this letter is better than that in Lib. K.

Page 521, line 26. Perhaps should read "that a salary were better bestowed," etc.

Page 528, line 8. "Susannah," error of scribe.

Page 530, line 20. "that any in the like." Apparently "are concerned in the like," or something to the same effect.

Page 555, line 29. "Ordinances." Probably "ordinaries."

Page 565, line 29. The letter whose presence on the records gave Greenberry and the rest such just cause of disquietude, is that on p. 442.

# PROCEEDINGS

OF THE

# COUNCIL OF MARYLAND

CHARLES CALVERT, LORD BALTIMORE,
*Proprietary.*

THOMAS TAILLER, VINCENT LOWE,
HENRY DARNALL, WILLIAM DIGGES,
and others
*Deputy Governors.*

1687/8–88.

WILLIAM JOSEPH,
*President of the Council.*

1688–89.

At a Councill held at the City of S$^{t}$ Maryes
the 4$^{th}$ day of Feb: 1687.

Present
The hon$^{ble}$ { Coll: Henry Darnall
Coll. W$^{m}$ Digges
Maj$^{r}$ Nicholas Sewall

New Proclam$^{a}$ abot Townes. Whereas their Hon$^{rs}$ have reced Information that the Proclam$^{a}$ published by order of this Board the 21$^{st}$ day of Sep$^{t}$ last hath not been duely published in some of the Countyes of this Province ordered that new Proclamation issue to require the Justices of the respective County Courts to ꝑmitt the s$^{d}$ Procl: & likewise the ꝑsent ordered to be published in such their Courts and also ordered that by the s$^{d}$ Procl: to be issued the Inhabitants be quickened to make due Provision with necessaryes to transport their Tobaccoes to Townes and that they be informed his Lo$^{ps}$ intends to be in the Country the next Fall to see a strict Prosecution of the Acts for Advancement of Trade & promiting the building of Townes the which Proclamation issued as foll: viz$^{t}$

By the Dep$^{tyes}$ Lieu$^{ts}$
A Proclamation

Whereas by a Proclamation by us the s$^{d}$ Dep$^{tyes}$ Lieu$^{ts}$ bearing date the 21$^{st}$ of September last past & passed under the Great Seal of this Province thereby requireing & enjoyning all Masters of Shipps that pursuant to an Act of Assembly intituled a farther Additionall Act to the Act for Advancem$^{t}$ of Trade and to the supplementary Act to the same they make due entry with the Respective Officers for Townes of all Tobaccoes by them Loaden on Board their severall shipps as by the said Act is required and that the Justices and Com̄iss$^{rs}$ of the severall & respective County Courts make due Provision of Weights & Scales as in the said Act is likewise required of them, the which Proclamation as wee are informed in severall Countyes of this Province hath not been duely published and p. 128
proclaimed Wee doe therefore hereby strictly charge & com̄and the Justices & Com$^{rs}$ of the severall County Courts of this Province where the said Proclamation hath not been duely published and the respective Sheriffs of such Countyes to see or cause the s$^{d}$ Procla: to be published and proclamed at their

Liber B. P. R. O. next County Courts in the time of the Courts sitting and alsoe in the most Publick Places of such Countyes And hereof they are not to fail as they will answer the contrary And further it is hereby published and declared that his Lo^p^ the R^t^ Hon^ble^ the Lord Prop^ty^ of this Province haveing not only given his Assent to the further Additionall Act of Assembly aforesaid but hath alsoe highly approved thereof and strictly comanded that the same be put in Execution And being alsoe assured that his Lo^p^ will gratiously be pleased to vouchsafe his good people of this Province his Presence among them the next Fall and will then himself see a strict Prosecution of s^d^ Act. Haveing resolved that an Act so beneficiall for the gen^ll^ good & Welfare of this Province shall be duely observed Wee doe hereby give notice and strictly require and enjoyn the severall Inhabitants and good people of this Province that they fail not of makeing Provision of Boats, Sloopes or other Conveniences to carry their Tobaccoes to Townes as by the Act afores^d^ is required and that all Masters of Ships take due notice hereof and that after the day in the said Act Limitted they presume not to take or load Tobaccoes from any other place but at the severall Ports and Townes in the said Act allowed for shipping Places under the Pains & forfeitures in the said Act mentioned and likewise that the Justices & Comiss^rs^ of the severall & respective Countyes be not wanting in makeing due Provision of Weights and Scales as by the said Act is enjoyned under pain of being prosecuted as the said Act directs and the Justices & Com^rs^ of the severall and respective County Courts within this Province are hereby required that they ꝑmitt the Sheriffs of such Countyes to make publick Proclam^a^ in their next County Courts at the time of Courts sitting and the said Sheriffs and every of them are hereby strictly comanded that not only in the County Courts as aforesaid but alsoe in the most Publick
p. 129 and usuall places of their severall Countyes they make Publick Proclamation hereof. Given under the Great Seal of this Province the 4^th^ day of Feb^ry^ in the xiii^th^ Yeare of the Dom: of the R^t^ Hon^ble^ Charles &c. Annoq Dni. 1687.

At a Councill held at the City of S^t^ Maryes
the 28^th^ day of Feb^ry^ 1687.

Present
The hon^ble^ { Coll: Henry Darnall
Coll. W^m^ Digges
Maj^r^ Nich^o^ Sewall

Lre from Coll. Wells about Murther Enock by Nant. Ind:

Yesterday about one of the Clock came a Lre from Coll: George Wells of Baltemore County to Coll: Darnall's hands which imports

the murther of an Englishman by some Indians and this day their hono$^{rs}$ mett to consider of the Contents thereof the which Lre is as foll. viz$^{t}$ Liber B. P. R. O.

Feb: 18$^{th}$ 1687/8.

Hon$^{rd}$ S$^{rs}$

This day I reced a Lre from Maj$^{r}$ Long whereby he informes me that two Nanticoke Indians upon the 15$^{th}$ instant assaulted one Richard Enock and Francis Freeman of Middle River in this County of Baltemore and much wounded both of them and the said Enock's wife comeing to assist her said husband they alsoe much wounded with their Tomahakes and the said Enock is dead of his wounds & the other two dangerous bad. Alsoe that M$^{r}$ Francis Watkins hearing thereof went with four of their Family to the Indian Cabbin that the Indians belonged to and demanded the Murtherers but that the Indians kept him off with their Gunns ꝑsented upon which he raised a file or more of men & went again but the Indians were all gone before he came, alsoe that there is about sixty of the Nanticokes now has quarters about the Falls of Potapscoe where he intendeth with a small force to goe & demand the said Murtherers but I have advised him to take w$^{th}$ him more but to use noe force untill he hath advice from your Hono$^{rs}$ but to demand them in a peaceable way and that if they be delivered to carry or send them to yo$^{r}$ Hono$^{rs}$ with all possible speed at S$^{t}$ Maryes and to advise yo$^{r}$ Hono$^{rs}$ as often as is occasion of anything that happens before & after he receiveth Instructions from you which I hope will be with all convenient speed this with my humble service is all I have to trouble yo$^{r}$ Hono$^{rs}$ withall at ꝑsent soe I rest as ever yo$^{rs}$ p. 130

Supscribed to the honble the Deptys & Councill &c.

George Wells.

Considera Coll: Wells about Rd Enock's murther by Nant. Ind.

Upon consideration had upon the aforesaid Letter it was ordered that Coll: Wells be writt to desire him send a more ample Acc$^{t}$ of the manner of the English being murthered & what Emp$^{r}$ they belong to and to use noe force untill further order but peaceably to demand the murtherers and ordered that the Lre soe writt be inclosed in a Lre to Coll: Tailler for his ꝑusall & approbation the which Lre is as foll:

Coll: Wells.

Councill's Answer to Coll: Wells.

Yo$^{rs}$ of the 18$^{th}$ Instant came to our hands yesterday wee are very sorry to hear such bad newes as the Contents thereof import but wee are desirous you forthwith send us a more ample Acc$^{t}$ of the manner how

Liber B. P. R. O.

this murther was comitted viz[t] What the occasion was and what nation of Indians they are that have comitted the said murther and their names if possible, that if they be of the Nanticokes wee may demand them according to the Articles of Peace lately made with that Emp[r] and in the mean time you are peaceably to demand the said Indian or Indians murtherers where you understand they are, but use noe force till further orders unless it be to defend yourselves against the said Indians or any others that shall assault you, wee take notice of the long time this mesenger has been comeing and therefore desire you will send a more carefull one for the future which is all at present from

Yo[r] Lo: Friends
Henry Darnall
W[m] Digges
Nicholas Sewall

S[t] Maryes Feb: 28[th] 1687.
To Coll. George Wells
in Baltemore County.

p. 131

At a Councill held at S[t] Johns the 6[th] day of March 1687.

Present
The hon[ble] Coll. Darnall, Coll. Digges, M[r] W[m] Hill

Phill: Lynes informes agat Tho: Hussey.

Phillip Lynes of S[t] Maryes County being admitted informed their hono[rs] that whereas he in the behalf of the Comissioners of Charles County Court had obtained of the hon[ble] Coll: Henry Darnall and the hon[ble] Major Nicholas Sewall their warrant to forbidd and require all persons whatsoever not to hinder nor any way obstruct or disturb the usuall passages of man horse or carts for the publick benifitt of the said County in supplying the said Court with necessary Provision untill the present dispute about the laying out the Court house Lott were decided that notwithstand[g] the said warrant or precept Thomas Hussey of the said County of Charles has and does molest, hinder and disturb as well the said Lynes as alsoe those persons he imployes to carry Necessaryes as aforesaid although the said warrant hath been showed unto him which he refuseth to obey but standeth in contempt thereof.

Order for precept to bring Tho: Hussey before the board.

Whereupon was issued precept to the Sheriff of Charles County to bring the said Thomas Hussey before the board on the first day of the next provinciall Court (and not to lett him to Bayl unless he gives good security before the hon[ble] Coll: W[m]

Digges or the hon^ble^ Coll: Edw: Pye) to answer the contempt aforesaid the which precept issued as foll viz^t^: Liber B. P. R. O.

Precept issued. Maryland. The Deputies, Lieutenants to the Sheriff of Charles Town greeting You are hereby Comanded to take Thomas Hussey of your County if he shall be found in yo^r^ Baliwick and him safe keep so that you have his body before us the said Dep^tys^ Lieut^s^ and his Lo^ps^ Councill at the City of S^t^ Maryes the first Tuesday in Aprill next then and there to answer unto his Lo^p^ the R^t^ Hon^ble^ the Lord Proprietor by us his Deputies of a certain contempt by him committed against a warrant granted by the hon^ble^ Coll: Hen: Darnall and Maj: Nicholas Sewall two of the Dep^tys^ Lieut^s^ of this Province and of his Lo^ps^ Councill to forbid any persons hindring or molesting Man, horse or cart to pass and repass with Provisions and necessaryes for the Com^rs^ of Charles County Court at their Court house in said County and you are not to lett the said Thomas Hussey to Bail untill he gives good security before the hon^ble^ Coll. W^m^ Digges or the hon^ble^ Edw: Pye for his appearance at the time and place aforesaid and for his good Abearance and behaviour in the meantime as well towards his Lo^p^ as the Deputies Lieutenants as all other the good People of this Province hereof fail you not at your Perill and see that you then and there make return of this Precept served dated the 6^th^ day of March 1687. p. 132

Signed p order
Jam: Heath

Evidence agat Hussey sum^o^ The said Lynes further prayed Sum^o^ might issue from this Board to the said Sher: of Charles County to sum^o^ John Alwood, Ralph Shaw, John Bucher W^m^ Hawly and Benj^a^ Hobson as evidence against the said Hussey to make appear the contempt aforesaid the which accordingly issued.

Charles County Com^rs^ pet: Robert Carvile in behalf of the Comis^rs^ of Charles County Court humbly presented an Order by the said Court made and the said Comiss^rs^ Pe^t^ at the foot thereof which followeth viz^t^

At a Court of the R^t^ Hono^ble^ the Lord Prop^ry^ held at Portobacco in Charles County on the 10^th^ day of Jan^ry^ 1687 by his Lo^ps^ Justices thereunto assigned

Present

Cap^t^ Ignatius Causeen, Cap^t^ W^m^ Barton, M^r^ Henry Hawkins, Major John Wheeler, M^r^ John Courts, M^r^ Rand^o^ Hanson } Com^rs^

Liber B. P. R. O. Ordered that in regard Mr Thomas Hussey hathe refused the ordinary at the Court house in Charles County being disatisfied with the rates and prices of Liquors for this ensueing yeare sett and assessed by this Court Mr Phillip Lynes being lycenced to keep the said ordinary on the Acre of Land belonging to the said Court house he the said Mr Lynes first giving Bond to do and performe all things required by the Act of Assembly in that Case made and provided, and ordered that Mr Hussey deliver up the key of the Court house to the
p. 133 said Mr Lynes and that the Sheriff of this County give him the said Mr Lynes imediate possesion of the said Court house and Acre of Land thereto belonging for the uses mentioned in the Act relating to the Court house for the said County and further ordered that his Lops honble Councill be in humble manner petitioned by this Court to grant an order for speedy laying out the Acre of Land belonging to the said Court house to the best advantage for the publick good and convenience of keeping the said Ordinary and accomodating the Court, and be it remembered that the said Mr Lynes came here and upon serious debate concerning the pmises did fully and freely signifie his Acceptance of this Courts offer of the said Ordinary as alsoe his willingness to enter into Bond to performe all things requisite by Act in order to keeping the same

Signed by order
Richard Boughton
Clk.

To the honble his Lops deptv Govrs & Councill
The humble Petition of the Comissrs of
Charles County.

Your Petitioners on the behalf of themselves & the County of Charles County aforesaid do humbly pray yor honours consideration of the pmises above mentioned and to order that the Acre of Land for a Court house purchased by the County may be layd out and that yor honors will be pleased to order your Petrs for the benifit of the County aforesaid and suitors to the Court may have soe much land laid out next adjoyning to the Court house & not yet pattented being part of his Lops Forrest land as yor honors shall think meet.

Thos. Hussey entrs Caveat agst Cha. Co. Comrs pet. Kenelm Cheseldyn haveing lodged in the Clk of the Councills hands a Caveat in behalf of the said Hussey praying that noe order might be made upon any pet: of the Comrs of Charles County untill the said Hussey be heard.

Referred. It was thereupon ordered that the aforegoing Petition be referred to the first day of the next provinciall Court that the said Hussey may have time to answere the same. Liber B. P. R. O.

At a Councill held at the City of S[t] Maryes the 12[th] day of March 1687. p. 134

Present
The hon[ble] { Coll: Henry Darnall
Maj: Nicholas Sewall
M[r] Clem[t] Hill

Ord[r] for spell Court for Tryall of the ship John of Londo

Whereas their hono[rs] have been informed by Patrick Mein Esq[r] Surveyor Generall of his Mat[yes] Customes in the American Plant[a] that Robert Roberts Ma[r] of the Pink or Vessell called the John of London with his said vessell hath transgressed his Majesties Lawes of shipping and navigation. It is hereby ordered that comission of Oyer & Terminer be directed to Cap[t] Rich[d] Ladd and John Griggs of Calvert County, James Pattison & Garr: Vansweringen of S[t] Maryes County Gent[l] constituting the said Rich: Ladd John Griggs James Pattison & Garr: Vansweringen or any three of them to be comiss[rs] of a speciall Court for the Tryall, Condemn[a] or Acquittall of the said Pink or Vessell together with her goods & merchandize that shall be informed against and that James Heath of S[t] Maryes County be appointed by the said Comissioners Clk of the said Court and in all other things the said Comiss[n] to be according to the usuall formes of Comiss[o] of the like nature and the power thereby to comence the 13[th] day of this Instant March and to continue to the last day of the same month.

At a Councill held at the house of M[r] Andrew Abington in Calvert County the xiii[th] day of March 1687.

Present
The hon[ble] { Coll: Henry Darnall
Maj[o] Nich: Sewall
M[r] Clem[t] Hill.

Ord[r] to sev[l] Justice of the spell Court for Tryall Pink John.

It was ordered that one of the Secretarys administer the Oath of a Justice to the Comiss[rs] appointed for a Speciall Court for Tryall of the Pink John of London Robert Roberts Ma[r]

Liber B. P. R. O. p. 135

At a Councill held at the house of the Hon^ble^ Maj^r^ Nicho^o^ Sewall in Calvert County on the above said xiii^th^ day of March Anno 1687.

Present as above said.

Coll: Wells second Lre about Rd Enocks murther.

Was read a letter from Coll. Geo: Wells of Baltemore County touching the murther of the Englishman in said County by the Nanticoke Ind: the which Letter is as foll:

May it please your Hono^rs^

Yours of the 28^th^ February 87 is now come to my hand by Major Long who informes me that the murtherers are certainly Nanticokes and of kin to the Indian that was killed mad last Spring and that the name of him that did the murther is Annachohill and his Companions name is Sonan and his English name James and I am alsoe informed that they used words reflecting of the killing of the said mad Indian not long before the murther was comitted Doe understand of noe Nanticoke Indians in these parts but those the murtherers belonged to consisting of four men, two women and a child who upon comitting the said murther fledd into the woods and as the Mattwass Indians say are now about Dear Creek in Susquehanough River where it is supposed they will stay till the Barque will peel that they can make Canoes to goe over to the Northern Indians and as to the occasion have not as yet seen the Corroners Rolle but report sayes the Indian did doe prejudice to the murthered Enocks stock by cutting his Pigges Eares of & Tailes and when the reason was demanded why they did doe soe they said the Piggs eat their corn and when Enocks Wife spoke chidingly they sayd the Englishmen would not chide nor scold when they killed the Nanticoke Indian last Spring and one of the said Indians came to the house of the said Enock the night before the murther was done and fell upon the said Enock as he was beating at the morter whereupon the wife of the said Enock strook the said Indian with the Pestle & broke his head whereupon the Fray ceased and she bound up his head and as they thought all was over but the next morning the brother of him came with another and
p. 136 fell upon them out of their house as they were at work and the woman seeing her husband and the other hard sett with the two Indians run to their assistance who at her first comeing was by one of them knocked down with such a stroke that she came not to herself till they had given her husband his mortall wound and left the other for dead. And as to the delay of the messenger shall inquire into it being informed he

was delayed by one of his Lord$^{sps}$ Justices of this County as occasion serves not else but subscribe myself Liber B. P. R. O.

Your hono$^{rs}$ most obedient
Servant to comand
March 6$^{th}$ 1687. George Wells.

Ordr Mr Jenkins be sent to demand murthrs of Enock of the Empr Nant:

Upon reading the aforegoing letter their hono$^{rs}$ ordered that a Letter be writt to M$^{r}$ Fran: Jenkins of Sum: County that himself and six of his Neighbours goe to the Emp$^{r}$ of Nanticoke and acquaint him of the late Murther comitted in Baltemore County by his Indians and peaceably and according to the Articles of Peace with him made to demand the murtherers to lett him know their hono$^{rs}$ have an account where the said murtherers are but themselves will not medle with them, but desire he will send his Indians for them and that they may be held up to Justice pursuant to said Treaty and that a Copy of the Articles be sent to M$^{r}$ Jenkins the better to enable him in the ꝑmisses and that he with all speed return an account of his proceedings herein to this Board, the which Letter was accordingly writt and is as followes.

M$^{r}$ Fra: Jenkins

L$^{re}$ to Mr Jenkins.

We have lately read an account from Baltemore County of the murther of one Enock an Englishman by two Nanticoke Indians their names we understand are Anncohill or the white Indian and Sonan called in English James which said Indians we are informed are still in the said County together with two other Indian men, two women and one child at a place called Dear Creek waiting till the Barque will peel and then intend to make themselves Canoes and to goe to the northern Indians; you are hereby desired to take with you five or six of the chiefe of your Neighbours and forthwith goe to the Emp$^{r}$ of Nanticoke and acquaint him of the murther aforesaid and in our name in behalf of his L$^{p}$ to make demand p. 137 of the said Indians murtherers according to the Articles of Peace last concluded with him (coppy whereof is herewith sent you) lett him know we are informed where his Indians are, but have not medled with them ourselves but desire him to send out his Indians to take the said murtherers and that they may be Deld to Justice according to the said Treaty, his Answer and Resolution hereto and your Proceedings here about pray dispatch with all speed by a Boat on purpose to us at S$^{t}$ Maryes soe wee comend to you very heartily our Respects & remain

Your loving friends
Signed ꝑ order of the hon$^{ble}$
the Dep$^{tyes}$ Lieu$^{ts}$
Jam: Heath
Clk Consil.

March 13$^{th}$ 1687.

Liber B. P. R. O.

At a Councill held at the City of S[t] Maryes the 3[rd] day of Aprill 1688.

Present:

The hon[ble]
- Coll: Thomas Tailler
- Coll. Vincent Lowe
- Coll. Henry Darnall
- Coll. W[m] Digges
- Maj[r] Nicho: Sewall.

His Lops Lre in favour of M[r] Travers.

Was produced and read the following Letter from his Lo[p] viz[t]

Gentlemen

The bearer hereof M[r] Mathew Travers being resolved on a Voyage for Maryland there to endeavour to recover his Right of severall persons that have Effects belonging to him in their hands has requested these lynes in his favour; you are therefore desired to afford him your Countenance and what lawfull Assistance you can in his affairs there, that thereby he may be able to get what is his due from any person that resides in my Province haveing assured him of your speedy Justice in all matters he shall cause to be brought before you & soe I rest

Your loving friend
C. Baltemore

London 8[ber] 17[th] 1687.
To the Hon[ble] the Dep[ty] Gov[rs] of Maryland.

p. 138 To which Letter their hono[rs] shewed all ready Complyance.

His Lops Letter in favr Mr Thompson

Was produced and read the following Letter from his Lo[p] in favour of M[r] James Thompson viz[t]

London Sep[r] 28[th] 1687.

Gentl[m]

haveing received a Complaint from M[r] James Thompson of some unkind measure and dealing he understands his Wife and his Brother Tasker has been shewn him in his concernes there dureing this time of his Absence from thence; I have been requested to represent his Case and to require yo[r] Justice that soe he may be redressed before he suffer further in his Estate there, in short he acquaints me that haveing made up his accounts with Coll: George Wells before he left Maryland the Ball: of which being between 8 or 900[lb] of Tobacco for which he gave him a Bill with an Order to his Wife to pay it; who (as he is assured) did satisfie the same—Yet notwithstanding the said Wells has obtained an order of Court against

him for all that he had formerly ought him as if nothing at all had been ever paid by him, and has executed a servant as alsoe a good part of his other Estate, still alleadging he is not yet half satisfied. He alsoe informes me that makeing up accounts with Mr Miles Gibson before he departed Maryland there was due to Gibson about two hhds of Tobacco which he affirmeth was paid by his Wife to the said Gibson, notwithstanding which he likewise obtaines an order against his Estate and has seized an other servant and some part of his goods and still complaines Mr Thompson is in his debt. Liber B. P. R. O.

One Gabll Parrott obtaines likewise a Judgement for 6338lb of Tobacco against his Estate there; when as he ought not a pound of Tobacco to the said Parrott, as he assures me, but does acknowledge he had some Bills sent him by this Parrett which he desired him to receive for him, and of which he does alsoe acknowledge to have received the sum of 2200lb and noe more, which he is accomptable for; and his Wife (with whom he left the rest of the Bills) was and is ready to deliver up what of the said Bills are remaining in her hands unpaid; which he conceiveth to be all he was obliged to doe; but yet Judgement as he says was given against him for the whole sum as if he had really been soe much indebted to the said Parrett—Thus you have the State of his Case as you have given it me here, he adding this more that at his leaveing Maryland he had there to the vallue of 130l worth in goods, all which and two servants besides four hhds of Tobacco paid away, has not been sufficient as he has been used, to satisfie and discharge a debt of only four hhds of Tobacco which he protests sollemnly was all he ought any person when he last left the Province, now I say if Mr Thompson has not been misinformed from thence this proceeding and usage is very odd and severe and does call for yor speedy Justice which I desire you will afford him by a rehearing of these matters and lett his Wife or his Attorney there be fairly heard, that soe he may not be ruined in his Estate there. herein I doubt not of your care, as likewise of your affording him all lawfull Assistance & favour for I have both a kindness for him & respect for his Family and soe I rest p. 139

Your loveing Friend
Ch: Baltemore

Postcript.

His Lop disclaimes Wm Green Lands. I doe hereby signifie that I disclaim any title to the Land of Wm Green which lyes in the Freshes of Puttuxent contg about 700 Acres there being an heir that now appears here of whom Mr James Thompson is about buying the said Land.

C. Baltemore

Superscribed to the honble
the Deptys of Maryland.

Liber B. P. R. O. Ordr to sumo Coll: Wells, Miles Gibson & Gabll Parrett abt Mr Thompson

This Board in obedience to the aforegoing Letter in favour of Mr Thompson from his Lop ordered that the Wife of the said Mr Thompson be sumo to appear hear the next Pro: Court and to bring all Bills and Papers relateing to the Complaint made by her husband to his Lop and that the Clk of Baltemore County return a Transcript of the whole proceedings that has been had between the aforesaid Thompson,
p. 140 Coll: Wells, Miles Gibson and Mr Parrett and that the said Wells, Gibson and Parrett be all sumoned to appear at same time to answer the said Complaint, all which sumo accordingly issued was produced and read the following Letter from his Lop in favour of John Standly.

His Lop Lre in favr John Standly

Gentl:

The bearer John Standly being the nephew of Mr Hugh Standly that dyed in Maryland, and now the Rightfull heire to the Lands formerly belonging to the said Hugh Standly deced has requested my Recomendation to you, that you will afford him all lawfull assistance & favour, that thereby he may be possessed quietly of what his uncle possesed to all which he is (as I am very well satisfied) the right Heyre; I have assured him of your Justice and Kindness herein which pray afford him, that soe he may have a Benefit of this Recomendation from

Your loveing Friend
C: Baltemore.

London Sepr the 4th 1687.
To the honble Vincent Lowe Esqre
and the rest of the Deptys of Maryland

To which their honrs shewed all ready Complyance.

His Lops Lre to the Councill.

Was produced and read the foll: Lre from his Lop viz$^{t}$

London November 2nd 1687.

Gentl:

It is now time I should acknowledge my haveing received yor Letter, dated the 5th of March last in which you desire to be satisfied whether it would be safe for me to try there that Giles Porter, who, you mention had spoken severall ill things of his present Majestie I have had the opinions of severall Lawyrs about it, and doe find that some of them speak very doubtfully as to my power of trying him there and for this reason it was that I sent not an answer to you sooner; therefore untill I have further satisfaction herein you may doe well

to take good Bayle for the said Porters appearance from Court to Court, untill you hear next from me which will be perhaps punishment enough for him in case the evidence be not of good repute, as you seem to write he is not; and in Regard the Divisional Lyne betwixt Virginia and Maryland is not yet quite run out; I think it not convenient any thing should be done in that Business of Captain Whittington's untill I can be with you, which you may assure the said Whittington will be (God willing) sometime 8ber next and then I will endeavour the settling that matter which is all the answer I can give at this time to the Contents of your Letter. And now it will be very necessary that I take notice to you of some proceedings there which are not at all warranted by any Comiss° I gave you upon my leaving Maryland. In the first place the former Clk of my Councill John LLewellin having for some great Insolencies and Misdemeanours there, bin removed from those places he had under me by the Gentl: whom I had particularly impowered under my hand and seal to displace and place Clks as they should see cause (which Comiss° I sent from Virginia and) as I am very certain) is upon the Record there) yet I find the same person afterwards is chosen and by you appointed Clk of the Assembly, which you had noe power to doe, besides that you did a thing therein contrary to a Comiss° which you very well know I had given to four of my Dep^tys^ only; this I take very unkindly from you and were it not that there was an Act passed that Assembly for the paying the Publick Leavy (which was then very great) I would not I assure you take any notice of what was enacted at the Sessions, for you had noe Comiss° to nominate any person for Clk that power being left by me in the hands of only Coll. Darnall, Coll: Digges, Maj: Nich° Sewall and M^r^ John Darnall. In the next place I take notice that Coll. Henry Coursey was chosen Speaker of the Upper House of Assembly which was without any Comiss° likewise he being not one of the Dep^tyes^ but only Chief Justice of the Provinciall Court I hope you will take care not to act for the future contrary to those Comiss° I left and gave you upon my coming from the Government. In confidence I am willing and doe give my consent to those Laws I sent last being resolved to return to my Province the next September, and then to settle many things that I find want my Presents there, and in the meantime lett me recomend that Unity amongst yourselves that soe my affairs may not suffer, nor the Reputation and honour of my Government be reflected on, which you will endanger in case Comissions under my hand and seal be not observed. I cannot but take notice of a Complaint sent me by one Sweatman late Sheriff of Kent County, who though he

Liber B. P. R. O.

p. 141

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Liber B. P. R. O.

had well behaved himself in his Sherifalty yet he was removed by order of Councill (and that very odly obtained) and a person appointed to succeed who, (as I assured) is no very responsible man, which is a dishonour to my Government and may be a mischeif to the Inhabitants of that County. Such things as these you may remember I was not willing to suffer when I was with you, for I ever took care to continue good men in their places as an encouragement to such to continue Just and faithfull, the contrary practise will much reflect upon Government and therefore I hope you will take care to encourage good men and by that means both I and the people there will be well served; the Province will flourish and you will all be happy which untill I see you is all from

Supscribed To my Deptyes of Maryland to be read at a full Councill.

Gentl:
Your assured Friend
C. Baltemore

Rob: Carvile appted Attor: Genll

Was presented to the Board a Letter from his Lop to Mr Robert Carvile directed which being read it therein appears that his Lop approves of the said Mr Carviles being Attorney General and likewise his Lop therein nominates Mr Wm Dent to be Solicitor General whereupon ordered the said Mr Carvile have a Comisso to be Attorney Genll and that the said Mr Dent have a Comisso to be Solicitor Genll the which were drawn and issued as foll:

Pattent to Rob: Carvile Att. Genll

p. 143

Charles absolute Lord and Propty of the Provinces of Maryland and Avalon Lord Baron of Baltemore to all to whom these presents shall come greeting in our Lord God everlasting. Know yee that wee reposeing especiall Trust and Confidence in the Fidelity and Circumspection of our trusty and welbeloved Robert Carvile Esqre have constituted, ordained, deputed and assigned and by these presents doe hereby constitute, ordain, depute and assign him the said Robert Carvile our Attorney Genll in all our Courts of Record within our said Province of Maryland to have, hold and exercise the said office of our Attorney Genll to him the said Robert Carvile dureing our pleasure, and to take and receive in and for exercising the same Office the Wages, Fees, Perquisites and reguards belonging to the said Office. Wee have given alsoe and by these presents doe give to the said Robert Carvile full power and authority to make, ordain and depute such Clks and Officers under him in any of our Courts as to him shall seem meet soe that our business shall not be neglected or omitted from time to time rendring unto us or to our Lieut Genll or chief Governr for the time being a

true and perfect accomp$^{t}$ of what shall accrew to us and the better to enable him the said Robert Carvile for our service as Attorney General as aforesaid wee doe hereby authorize and impower him the said Robert Carvile to administer to any person or persons and in any place within our said Province of Maryland any Oathes concerning any matter or thing as effectuall to all intents and purposes as any of our Justices of Peace of our said Province of Maryland may or can doe the same. In Testimony whereof wee have caused these our Letters to be made Pattents Given at S$^{t}$ Maryes under the Great Seal of our said Province of Maryland the 3$^{rd}$ day of Aprill in the xiii$^{th}$ yeare of our Dominion. Witness our trusty and welbeloved Cousin Henry Darnall Esq$^{re}$ Keeper of our said great seal. Liber B. P. R. O.

Patt: To W$^{m}$ Dent Soll: Gen$^{ll}$ } Charles Absolute Lord and Prop$^{ty}$ of the Provinces of Maryland and Avalon Lord Baron of Baltemore &c: to all to whom these Presents shall come greeting in our Lord God everlasting. Know yee that wee reposeing especiall Trust and Confidence in the Fidelity and Circumspection of our Trusty & Welbeloved Will$^{m}$ Dent Gent$^{l}$ have constituted ordained deputed and assigned and by these presents doe hereby constitute, ordain, depute and assign him the said W$^{m}$ Dent our Solicitor Gen$^{ll}$ in all our Courts of Record within our said Province of Maryland to have, hold and exercise the said Office of our Sollicitor Gen$^{ll}$ to him the said W$^{m}$ Dent during our Pleasure and to take and receive in and for exercising the same Office, the Wages, Fees, Perquisites and Regards belonging to the said Office, rendring unto us or to our Lieu$^{t}$ Gen$^{ll}$ or Cheife Govern$^{r}$ for the time being a true and perfect accompt of what shall accrew to us. p. 144

In Testimony whereof wee have caused these our Letters to be made Patt$^{s}$ Given at S$^{t}$ Maryes under the great seal of our said Province of Maryland the 3$^{rd}$ day of Aprill in the xiii$^{th}$ yeare of our Dom: Witness our Trusty and Welbeloved Cousin Hen: Darnall Esq$^{re}$ Keeper of our said great seal.

Oaths for his Lops Att: in the Countys approved of. } M$^{r}$ Rob$^{t}$ Carvile presented to this Board an Oath to be administered to his Lo$^{ps}$ Attorney of the severall County Courts for their Hono$^{rs}$ approbation the which is as followeth. viz$^{t}$

The Form of an Oath to be administered to my Lords Attorneys in the County Courts to be admist$^{red}$ by the Justices.

You shall swear that well and truely you shall serve the

Liber B. P. R. O. Right Hon^ble the Lord Prop^ty in the Office of his Lo^ps Attorney in the said County and doe his Lo^ps profitt in all things that belongeth to you to doe by way of your Office as far forth as you can or may you shall not reveal or disclose his Lo^ps Concernes in any matter or cause whereby his Lo^p may suffer detriment, you shall prosecute all offenders against the Peace of the said County as they shall come to your knowledge according to Law; you shall not advise or be of Councill with any person or persons against his Lo^p in any matter or thing tryable in the said County you shall endeavour truely to keep his Lo^ps Right and all that belongeth to him in the said
p. 145 County, you shall not assent to decrease, lessen or conceal any of his Lo^ps Rights or Franchises in the said County or whensoever you shall have knowledge that his Lo^ps Rights have been concealed or withdrawn bee it in Lands, Rents, Franchises or Suites or any other things in this County aforesaid you shall to your true power make them to be restored to his Lo^p again and if you may not do it you shall certifie his Lo^ps Justices of the Peace of the said County and his Lo^ps Attor: Gen^ll of the Province, and further you shall use yourself in the Office of Attorney for his Lo^p for the County aforesaid according to the best of your skill & knowledge

Soe help you God

The which Oath was approved of by the Board and ordered that the Justices of the respective County Courts Adm^r the same to his Lo^ps Attor: app^ted for such C^rts before their admittance.

Councill to approve of his Lops Attor: for the Countyes

And it was further ordered that such persons the Attorney Gen^ll shall appoint to be his Lo^ps Attorney in the severall Countyes of the Province shall be first approved of by the Board.

Mr Ienkins made return his Ambass: to the Nant. Empr

Then was read what had been done in relation to the murther of the Nanticoke Indians on the English man in Baltemore County and was well approved of by the Board and M^r Fran: Jenkins made return of his and his Assistance proceedings with the Emp^r of Nanticoke about the said Indians murtherers pursuant to an order of this Board of the 13^th of March last which is as foll:

March 24^th 1687/8.

This day at the house of M^r Charles Hutchins in Nanticoke upon a Treaty with the Emp^r concerning the murther of Enock, the Emp^r did acknowledge about four dayes since he did hear of it (but was from the Town a hunting) and that Annachohill or the White Indian and Sonan called in English

James, Indians belonging to him did the murther he is very sorry and sayes he is much troubled and doe wish the English had secured them, he sayes they are not among them but heares they are fled. But that he will use his Diligence for the taking and delivering of them up to the English forthwith, and doth request the English if they come among them to secure them and if taken to give notice to prevent his further trowble, he say very suddenly they shall have a great Matchacomico and if in the meantime the murtherers be not brought in he will with the Rest of his great men take further care for to bring them in and deliver them up according to Articles. This abovewritten was declared by the Emp$^{r}$ M$^{r}$ Christopher Nutter being Interpreter the day and year above written in the presence of us W$^{m}$ Brereton Ed: Day W$^{m}$ Piper,
Xtop C N Nutter (sign'd) Inter: W$^{m}$ Cartar, Fran: Jenkins Sher:

Liber B. P. R. O. p. 146

Ord$^{r}$ Mr Jenkins aga apply himself to the Nant. Emp$^{r}$

The which proceedings of M$^{r}$ Jenkins was well approved of by the Board and ordered that he again apply himself to the Emp$^{r}$ of Nanticoke and lett him know their Hono$^{rs}$ take very kindly his answer touching the murther of the Englishman in Baltemore County by two of his Indians and that according to his promise they doe expect the delivery up of the Indians murtherers to Justice and therefore desire he will take speedy and diligent care for their apprehensions and delivery up accordingly. Their Hono$^{rs}$ being informed the said murtherers are fled from the English and therefore desire the Emp$^{r}$ will use the more Industry to take them, and that the said M$^{r}$ Jenkins return an accompt of his proceedings herein to their Hono$^{rs}$ at S$^{t}$ Maryes with all convenient speed.

At a Councill held at S$^{t}$ Maryes the 5$^{th}$ day of Aprill 1688.

Present
The hon$^{ble}$ Coll: Thomas Tailler, Coll: Vincent Lowe, Coll: Henry Darnall, Coll: W$^{m}$ Digges, Maj$^{r}$ Nich$^{o}$ Sewall

Prisoners making escape from Virginia may be taken in Maryland.

The hon$^{ble}$ Coll. W$^{m}$ Digges produced a Letter to the Board from Coll: Spencer of Virginia to himself directed desireing his Assistance in the Retakeing one Charles Webb who had broke the Comon Goal in Westmerland County and escaped into this Province, concerning which the said Coll: Digges

Liber B. P. R. O. p. 147

prayed the Opinion of the Board who resolved that Coll: Digges or any Justice of the Provinciall Court may give order to the Inhabitants to assist the Sheriff or Officer out of whose Goal the said Webb a prisoner escaped in the retakeing the said prisoner.

Those that comit Felonys &c. at the Hore kills & come into this Governmt to know his Lops advice.

Their Honrs haveing been informed of a murther comitted at the Hore Kills, and the murtherer fled into Dorchester County and by the Comissrs of said Dorchester County Deld back for his Tryall at the Hore Kills, it was debated whether the said Comrs of Dor: County had performed their duty in soe doeing, it not as yet being otherwise determined but that the said Hore Kills ought to be under his Lops Governmt & resolved that noe notice be taken of this present, but that his Lops opinion in things of this nature be prayed.

His Lops Lre in favour Mr Butler.

Mr Butler being admitted presented the foll: Lre from his Lop in his favour vizt

Gentl:

The Bearer is so powerfully recomended to me that I cannot refuse giving you these Lines which are to assure you that the Countess of Tyrconnell has laid her comands on me by the hands of Sr Wm Talbot to desire you to afford him all the favour and civility you can in Maryland where he is resolved to trye his fortune, you must therefore receive him very kindly, and in any thing that may be for his advantage there, assist him what you can, that soe he may find some good effects from these comands sent by Sr Wm Talbot from my Lady Tyrconnell to Gentl

Your Lo: Friend
C. Baltemore.

London 7ber the 5th 1687
To the honble Coll. Vincent Lowe
Coll. Henry Darnall, Coll. Wm Digges
and the rest of the Deptyes of the
Province of Maryland.

To which Lre their honors expressed their readiness and willingness to give all due obedience according to the purport thereof.

p. 148 Capt David Brown one of the Comrs of Sum: Co: & one Poole appear upon Infor: of Fred: Ellis.

Capt David Brown A—— Poole an Attorney according to sumo of this Board dated the 18th of July past made their appearance at this Board and Frederick Ellis being present likewise was required to make out his Information to the Board of the Contempt he had accused the said Brown

and Poole of, which he being in noe wise able to doe, but the said Brown made it appear before their hon^rs^ that neither himself nor any of the Comiss^rs^ of Sum: County Court shewed the least disrespect or contempt to the Letter writt in the favour of the said Ellis by the hon^ble^ Coll. Henry Darnall, Coll: Digges, Maj: Sewall and M^r^ Hill to the said Comiss^rs^ but only civily desired him the said Ellis to stay for his answer to said Lre untill more of the Comiss^rs^ came together (being then but four in number) whereas the said Ellis in a haughty manner depted the Court, whereupon their hono^rs^ freed & cleared the said Cap^t^ Brown together with the said Comiss^rs^ and alsoe Poole the Attorney from any contempt by them against the Gentlemen aforesaid comitted and thereupon discharged them from any further attendance about this matter and ordered that the said Ellis for his false Information aga^t^ the Comiss^rs^ Publickly in the Provinciall Court ask them pardon therefore, and upon his refusall thereof to be comitted to the Custody of the Sheriff of S^t^ Maryes County and by him to be whipt.

Liber B. P. R. O.

Capt Brown & Poole discharged.

Fred: Ellis to ask pdon or be whipt.

At a Councill held at the City of S^t^
Maryes the aforesaid 5^th^ day of
Aprill 1688

Present
The hon^ble^ { Coll: Thomas Tailler
Coll. Henry Darnall
Coll. W^m^ Digges
Maj^r^ Nicho: Sewall

Then was the foll: Sheriffs appointed for the ensueing yeare viz^t^

S^t^ Maryes County.

M^r^ Joshua Doyne according to his Lo^ps^ Lre seen by severall of their hono^rs^ his Comiss^o^ to comence from the date of the yeare M^r^ Vansweringen's ends p. 149

Calvert County.
M^r^ Michael Taney

Charles County
M^r^ Robert Doyne

Ann Arrundell County
Cap^t^ Henry Hanslap

Baltemore County
Maj^r^ Thomas Long.

Kent County
M^r^ Edward Sweatman

Liber B. P. R. O.

Dorchester County
M^r^ Edward Pindar
Cæcill County
Cap^t^ W^m^ Pearce
Sumersett County
M^r^ Francis Jenkins.

At a Councill held at the City of S^t^ Maryes the 10^th^ day of Aprill 1688.

Present
The hon^ble^ { Coll: Thomas Tailler, Coll: Vincent Lowe, Coll. Henry Darnall, Coll. W^m^ Digges, Maj^r^ Nicholas Sewall

M^r^ Butler apptd Sher: Talb: County } Maj^r^ Peter Sayer present Sheriff of Talbot County being intended for England as he himself gives it out whereby there will be a Vacancy of the Sher: Place of that County their hono^rs^ in consideration of the great favour his Lo^p^ has signified in behalf of M^r^ Butler recomēnded to his Lo^p^ by the Countess of Tyrconnell, were pleased to offer the Sheriffs Place of said County to the said M^r^ Butler which he accepted and thereupon ordered that he have Comm^o^ for said Place accordingly giveing good security as in such case is usuall.

At a Councill held the same day & present as above except Maj^r^ Sewall.

p. 150 Comrs Kent County Lre to Councill. Was produced and read a Letter from the Comiss^rs^ of Kent County. viz^t^

Novem^ber^ 23^rd^ 1687. New Yarmouth.
May it please your Hono^rs^

There are some persons in the last Comiss^o^ for this County which we humbly pray your Hono^rs^ may not be put in again upon these reasons, as Cap^t^ W^m^ Laurence who is a person now grown aged and deaf and seldom helpfull to us, and himself desirous to be out, M^r^ Isaack Winchester not an Inhabitant in this County and M^r^ Charles Tilden by whose meanes we have been often disappointed & one who is so gen^lly^ taken notice of for his imperious behaviour as not thought fit for what your Hono^rs^ have been pleased to confere upon therefore request your Hono^rs^ to send us up a New Comiss^o^

omitting the person above mentioned and adding Mr Allan Smith of Kent Island. Wee are Liber B. P. R. O.

Yor Honors humble Servts
John Hynson
Wm Frisby
Chris: Goodhave
Hans: Hanson
Wm Harris

New Comissrs for Kent County ordred

Whereupon the Comrs request was granted by the board and ordered that new Comisso for the said County issue as desired by the Comissrs and for tht Mr John Hanson being now by right, first in the said Comisso he of his own Accord humbly prayed that Mr Wm Frisby might be placed before him and the said Com: issued as foll:

Wm Frisby
John Hynson
Christop Goodhand } quorum
Cornelius Comegys
Hanse Hanson
Daniell Norris
Wm Harris } Justices
Symon Wilmer
Allan Smith

Dēd Potestat to Wm Frisby and John Hynson.

New Comissrs for Cæcill County ordrd

Was ordered a new Comissrs for Cæcill County with the addition of Mr St Leger Codd Wm Ward Edward John Sloope & John Helbourne the which Comissrs issued as foll:

William Dare
Richard Pullen
James Wroth } Quorum
Gideon Gundry

p. 151

Nicholas Allom
Casparus Herman
George Stevens
St Leager Codd
Wm Ward } Justices
Edward Beck
John Sloope
John Helborne

Ded Potestat to Wm Dare & Richd Pullen.

James Lewis dischd from his Fees for being unduely burnt in the hand.

James Lewis having lately at the Provinciall Court been found guilty of Manslaughter and for that been burnt in the hand being admitted humbly prayed their Honors consideration of

Liber B. P. R. O. his being unduely punished for that he is like to loose his hand by the Officers ill execution of his Office whereupon the Sheri: of S[t] Maryes County was required to attend the Board who appearing had nothing to say against the undue burning by his Officer, but that he gave him no such order, but their hono[rs] considering that the said Lewis is like thereby to be disabled and that the Sher: is answerable for the Actions of his Officers ordered that the said Lewis be discharged from paying any Fees that have accrewed from his Imprisonment on the occasions he received the punishments aforesaid

Tho: Hussey brot before the Councill } The Sheriff of Charles County was required to attend the Board to make return of a Precept to him directed the 6[th] of March last for the bringing before this Board Tho: Hussey of said County to answer a certain contempt by him the said Hussey committed as is said against a Warr[t] granted by the hon[ble] Coll. Darnall and the hon[ble] Major Sewall to forbid any disturbance of the usuall passages of Man, Horse and Cart to the Court House of said County and the said Sheriff bro[t] the said Hussey accordingly before the Board and his Lo[ps] Attorney Gen[ll] alsoe appeared
p. 152 to prosecute the said Hussey upon the Complaint aforesaid the said Sheriff of Charles County likewise made return he had summoned John Alwood, Ralph Shaw, John Bucher W[m] Hawly
Hearing and Benj: Hobson to give evidence against the said Hussey (in the pmisses as comanded—And thereupon this Board proceeded to a hearing of this matter and haveing fully heard and understood as well what the evidence in this matter could say against the said Hussey and the defence
Cleared of the Contempt made by the said Hussey in his part this Board doe clear the said Hussey from the Contempt of the aforesaid Warr[t] against him, charged it not otherwise appearing but that he shewed due respect to the same, but this Board doth say there was sufficient cause for Complaint
but Suff: cause of Complaint against the said Hussey in hindring and molesting Philip Lynes to erect and build a kitchin for the Conveniency of the Court House aforesaid and therefore there was good reason to convene him before this Board to answer the same and the said Hussey promising not to trouble
discharged paying his Fees. the said Lynes any further in any thing against him here charged, he is dismissed paying his charges & Fees hereabout accrewed.

Robert Carvile in behalf of the Comiss[rs] of Cha: County Court humbly prayed answer to their Petition exhibited to this Board the 6[th] March last past for laying out the Lot for the Court House of the said County, and Tho: Hussey being present humbly prayed to be heard concerning the same and

thereupon presented his Petition to this Board which is as foll: viz[t] Liber B. P. R. O.

Tho: Hussey Pet.

To the hon[ble] the Dep[tyes] Lieu[ts] in Councill
the humble Petition of Thomas Hussey
of Charles County.

Sheweth

That in Jan[ry] last the Wor[pfull] Comiss[rs] of the said County pursuant to the Act of Assembly impowering them to rate Liquors for the ensueing yeare sett so low a price of them that your Pe[t] chose rather to lett fall than hold his Lycence to sell the same Yet well weighing the necessity of an Ordinary for accomodating the County at Court times, the Court House standing upon your said Pe[trs] Plan[ta] and remote from any other Place fit for the same your Pet[r] proffered to put in his p. 153 place an honest person that should answer their Expectations as the Law required and which was according to the Covenants with Cap[t] Allan of whom they bought the said Court House, but instead of accepting this reasonable proffer they resented the same as a contempt of their power in that matter and at the Instigation of M[r] Lynes granted him a Lycence to keep the said Ordinary and Pettioned your hono[rs] to cause an Acre of Land adjoyning to the Court House to be laid out to sett the same upon, alsoe purchased of said Allan which sale if admitted good in Law as your Pet[r] hath ever been well advised the Contrary, yet the same is contrary to the said Covenants with said Allan, which was that he or his assignes should keep or cause to be kept on your Pet[rs] Plantation the said Ordinary, yet your Pet[r] preferring his Publick Profit before his private Convenience is and ever was ready to yeild to the same the said Land soe laid out as to entrench noe farther than the said Acre upon your Pet[rs] right in his Freehold Lands, and Houses nor yet to debar the County any intended conveniencyes granted by said Allan both which may very well be done, but the said Lynes by virtue of the said Lycence possessed himself of the said Acre of Land making himself Judge where to have it lye and under cover thereof hath not only imperiously threatened to take away your Pet[rs] dwelling Houses, built by him and comitted severall Trespasses on the said Plan[ta] and houses but by false Informations procured a Warr[t] for what was never denyed him and then under Colour thereof pretended a power to act beyond what was either expressed or intended in the said Warr[t] supposeing the refusall thereof would give some Coulour to his intended wicked design of Scandalizing your Pet[r] with disrespect to the said Warr[t] which your Pet[r] for this thirty nine

Liber B. P. R. O. yeares hath been well known to respect with the most strictest observance

The p[r]misses considered your Pet[r] humbly prayes the said Acre of Land may be laid out according to the within Petition otherwise that the same may be remitted to com̄on Law there to try his title to the same

And y[r] Pet[r] as in duty bound shall pray &c:

p. 154 Whereupon their Hono[rs] takeing the Premises into their serious Consideration and being desirious to adjust this matter as well to the benefit and utility of the Inhabitants of Charles County in respect of their Court House as likewise not to prejudice the said Hussey, in the presence of the said Robert Carvile in behalf of the Comiss[rs] aforesaid and the said Thomas Hussey made the foll: order viz[t] Ordered that the Dep[ty] Surveyor of Charles County survey and lay out the Lott or Acre of Land on which the Court House in the said County standeth including in the said Acre the said Court House the Prison, Pillory and Stocks and soe far else as the said Acre will extend to lay it out to the greatest convenience as to wood and water in noe wise prejudiceing the dwelling or other houses of the said Thomas Hussey near the said Court House adjacent, and that the said Surveyor return a fair Plot of such his survey therein mentioning the Scituation of the said Hussey's Houses to this Board with all convenient speed.

Ord[r] abt Court House in Charles County.

At a Councill held at S[t] Maryes the 13[th] day of Aprill 1688.

Present

The hon[ble] { Coll. Henry Darnall
Coll. Will[m] Digges
Maj: Nicho: Sewall
Coll. Edw: Pye

Letter from Coll: Dongan Gov[r] N: York for suply against the French.

Was produced and read a Letter from Coll: Dongan Governor of New York which foll: viz[t]

Gent[l]

The French haveing in May last invaded the Five nations of Indians that live in this Government, the King has graciously pleased to receive them for his subjects and has sent orders to me to protect them as such, the Copy of which order I herewith send you. The last Sum̄er I raised five hundred foot, fifty horse and eight hundred Indians which is a vast Charge and this Government is noe wise able to bear it.

Therefore I desire that you will consider how necessary it is for the King's service and your own security as well as of this Province, and that you will help us with some money for the discharge of the great expence we are at. The same I desire of Virginia very little can be expected from Pensylvania, East or West Jersey they being new settlers and the Government of Boston being to furnish us with six hundred men any other Assistance cannot be proposed from them. Wee have been at more than ten Thousand pounds expence already I desire the favour of you; that whatever you do in this affair may be done with all possible dispatch. If ever you have occasion you shall have the same assistance from hence what I desire of you is by the opinion and advice of the Councill of this Province. Liber B. P. R. O. p. 155

Gen^tl
I am
Your most humble servant
Tho: Dongan

New York March 30^th 1688.

Supscribed
To the President and
Councill of Maryland
these

Coppy of his Majties ordr to Coll: Dongan abt the French & Ind:

The order from his Maj^tie mentioned in the aforegoing Lre is as followeth viz^t

James R:

Trusty and Welbeloved we greet you well, wee have been made acquainted by your Lre to our Right Trusty & Right Welbeloved Cousin & Councellor Robert Earl of Sunderland President of our Councill and our Principall Secretary of State dated the 8^th day of Sep^r last past and by other papers transmitted by you with the late attempt that has been made by the French upon the Five Nations or Cantons of Indians who from all times have submitted themselves to our Government and by their acknowledgements of our soveraignity are become our Subjects. As alsoe with the injurious preceedings of the French in surprizing and detaining in Canada divers of our Subjects as well Indians as others (Surprized by them in the Lawfull prosecution of their Trade) Wee doe therefore think fitt that upon receipt hereof you forthwith demand from the Governour of Canada the setting at Liberty our said Subjects as well Indians as others surprized by them in the Lawfull prosecution of their Trade together with the Restitution of their goods and effects and as we are sensible of what great prejudice it may be to us and our subjects if any Incroachments be allowed upon our Dominions or the French permitted to invade our Territorys or to annoy our Subjects with- p. 156

Liber B. P. R. O.

out a due care in us to preserve the Peace of our Government and to give all due protection to such as have brought themselves under our subjection. Wee doe therefore hereby charge and require you to give notice at the said time to the said Governour of Canada that upon mature Consideration wee have thought fitt to own the Five Nations or Cantons of Indians viz[t] the Maquaes Sinecas Cajouges Oneydies and Onondagues as our Subjects and resolved to protect them as such, soe as nevertheless upon Information of any Injury offered or which shall be offered or done by them to any of the Subjects of our good Brother the most Christian King to cause as wee doe hereby direct you to cause entire Sattisfaction to be made for the same, and the Indians witheld from disturbing the French in any manner whatsoever Provided they doe abstain on their parts from making Warr upon those Indians our Subjects or doing them any Injury and in case the people of Cannada shall notwithstanding this declaration persevere in invading our dominions and annoying those Indians you are with the utmost of your Power to defend and protect them, and if need shall require to leavy Arm and employ all persons resideing within your Government in the resisting and withstanding the Invasion or Attempts of the French and them if there shall be occasion to preserve in or out of the Limitts of your said Government and to doe and execute all & every other thing which you shall find necessary for the protecting our Subjects and preserving our Rights in those parts and for the better performance thereof wee doe hereby give you full power and authority to erect and build such Forts, Castles & Plateformes and in such place or places as to you shall seem requisite for this service, and in case it shall happen that upon this occasion the Aid and assistance of our neighbouring Colloneys may be usefull, you are to give notice thereof to our severall Governours and Prop[trs] in any of our Plantap. 157 tions upon the Continent of America to whom we have already sent orders to afford you such help as the Exigency shall require and for soe doing this shall be your Warrant.

Given at our Court at White Hall the 10[th] day of November 1687 In the third year of our Reign

By his Maj[ties] comand
Sunderland P.

Supscribed
To our Trusty & Welbeloved
Tho: Dongan Esq[re] our Cap[t] Gen[ll]
& Gov[r] in Chief of our Province
of New York and its Territoryes
depending thereon and to our Gov[r]
or Com[r] in Cheif thereof for the
time being.

A true Copy Ex[d]
by John Knight D[y] Sec[ry]

Coll: Dongan's Lre considered } The Consideration of the aforegoing Letter is referred untill the 21st day of this Instant and in the mean time ordered that the Clk of the Councill write to Coll: Tailler to desire his Compa and Assistance touching the pmisses and to send him Copy of Coll. Dongan's Letter and his Majties order aforesaid. And further ordered that the Sherif of St Maryes County press Boat and hands to carry the Messenger (that brought hither the aforesaid Letter) to Virginia being thither sent by said Coll: Dongan Liber B. P. R. O.

At a Councill held at the City of St Maryes
the 21st day of Aprill 1688

Present
The honble { Coll: Henry Darnell
Coll: Wm Digges
Maj: Nicho: Sewall

Coll: Dongan's Lre answered. } Was again read Coll: Dongan's Letter and his Majties Order and the same being maturely considered by the Board returned thereto the foll: answer vizt

Sr

Wee the Deptyes Lieuts and Councill of this Province have received your Excellencyes by your Messenger of date the 30th of March past together with Copy of his Majties order to yourself inclosed wherein we found his Majtie has been pleased to say he had sent orders to the Neighbouring Collonyes to afford p. 158 your Excellency such help as the Exigency of your Case might require, whereof on your Excellencyes part you have made us sensible of your Condicōn but as yet have not been soe happy to receive his Majties Cōmands touching the same which whenever we doe we assure your Excelcy none shall pay more early obedience thereto then ourselves, be it in the exposeing our Lives and expending our Fortunes in such (or any other) his Majties Service to the utmost of our poor abilities according to the Constitution of this Province; We heartily thank your Excellency for your kind offer to us on the like occasion, which although our own security we are bound in the utmost to preserve yet ourselves and what we have are devoted to his Majties service according as the same shall require be it where it will. Our prayers and best Wishes being for your Excellencyes good success against his Majties Enemies

Maryland Aprill 21st 1688.

We rest your Excelcys humble servants

Henry Darnall
Wm Digges
Nicho: Sewall

Superscribed
To his Excelcy Thomas Dongan Esqr
Captain Genll and Cheif Govr of his
Majesties Province of New York.

Liber B. P. R. O. Robert Carvile Attorney Gen[ll] presented to the Board a list of persons names to be appointed attorneys for his Lordship in the severall Countyes viz[t]

His Lops Attorys for the Countyes approved of.

| | |
|---|---|
| S[t] Maryes County<br>Calvert County<br>Charles County | M[r] W[m] Dent his Lo[ps] Soll: Gen[ll] |
| Ann Arrundell County | M[r] George Parker |
| Baltemore County | M[r] John Meriton |
| Talbot County<br>Kent County | M[r] Robert Smith |
| Cæcill County | M[r] W[m] Nowell |
| Dorchester County | M[r] Thomas Pattison |
| Summerset County | M[r] James Sangster |

The which were approved of by this Board.

p. 159 Charles & Talbot County Com: to be corrected. Their hono[rs] being informed that in the Comiss[o] for Tryall of Causes for Charles County there is a mistake committed by the Clk that drew the same saying instead of 1600£ of Tob: (the extent of tryalls except for specialty &c:) have put 16000[lb] Tob: as alsoe in Talbot County the like mistake ordered that the said Comiss[o] be returned to the keeper of the Great Seal by him to be corrected.

At a Councill held at the City of S[t] Maryes the 23[rd] day of Aprill 1688.

Present

The hon[ble] Coll: Henry Darnall, Coll: W[m] Digges, Maj[r] Nicho: Sewall

Thomas Grunwin sworn Clk assist[t] of the Councill. James Heath Clk of the Councill acquainted their Hono[rs] he had an urgent Occasion for his speedy goeing for England therefore humbly prayed that he might have a Clk Assistant allowed in his absence the which was granted by the Board and the said Heath offered to their Hono[rs] Thomas Grunwin, who was accepted & he sworn Clk assistant accordingly.

At a Councill held at the City of S[t] Maryes the 24[th] day of Aprill Anno 1688.

The hon[ble] Coll. Henry Darnall, Coll. W[m] Digges, Maj[r] Nicholas Sewall present

A Letter from M[r] Francis Jenkins of Sumerset County read

whereby is intimated that the Indians of Nanticoke make their request That the Grave of one Enock an English man may be opened to satisfy the Indians that the said Enock was really dead & buried; The said Enock was buried in Baltemore County and murthered by some Indians of the Nanticoakes And some of the Nanticoakes being now at Majr Sewalls at patuxent intending for Baltemore County for the purpose aforesaid. It is ordered (for this time upon this present occasion) the Sheriff of Baltemore County in person goe and see the Grave opened where the said Enock lies to show his Corps to the Indians that goe up, and give them as full and ample satisfaccon in the matter as possibly he can. Liber B. P. R. O. p. 160

And that the said Majr Sewall give the said Indians (now at his house) to understand that the request is granted them as being the first that ever was required in this nature But for the future they must not expect the like But give more Credit to the sayings & assertions of the English.

A Letter writt to Major Long high Sheriffe of Balt viz$^{t}$

24th Aprill 1688.

Maj: Long.

You are hereby commanded and required that upon sight hereof you goe along in person with the bearers being Indians to the Grave where that Enock lyes that was lately murthered in your County by the Nanticoake Indians and that you cause the Grave to be opened and the Corps to be shewn to the Indians there (desireing to see the same) and that you give the said Indians all further and the most ample satisfacōn you can that the said Enock is really dead and buried (they having a scruple among themselves that he is not) hereof you are not to faile at your utmost perill and by the first opportunity give the Councill to understand your proceedings in this matter

Signed p order of the Councill
p Thomas Grunwin Clk
of the Councill.

To Major Thomas Long Sheriffe
of Baltemore County
These

Ordered also that a Letter be writt to Mr Jenkins to let him understand the receipt of his; and to give him thanks for his care and paines in the pmisses.

At a Councill held at the Court of St
Maries the nineth day of July 1688.

The honble { Coll: Henry Darnall, Coll: William Digges, Majr Nicholas Sewall } present

Mr Robert Carvile moves the honoble board that his Comis- p. 161

Liber B. P. R. O. sion for being Attorney Generall may have the following words interlined in it viz$^{t}$ (and to exteute the Authority & Office of a Justice of peace) which was Graunted and the same words Interlined accordingly.

Thomas Deakins of S$^{t}$ Maries County petitioned this hon$^{ble}$ board that he may be Drummer and dorekeeper of the Councell in the Roome and stead of John Parsons lately deceased. The said Peticōn graunted but that the said Thomas Deakins is not to enter into pay till after the next provinciall Court nevertheless that he officiate in both the said places all the next prov$^{ll}$ Court. The said Thomas Deakins admitted in and promised that he would officiate as aforesaid the next provinciall Court.

Coll. Coursey's Letter about an orphant Child read as foll$^{eth}$

Chester River 22$^{d}$ June 1688.

Gent$^{l}$

I doubt not but you have heard that I comitted to Goal one Archibald Burnet a scotch fellow for taking upon him to marry one sarah Vanhart (daughter and heiresse of John Vanhart late of Cæcill County deceased) unto one Stephen Coleman a Taylor for that he the said Burnit was neither qualified by Ecliasticall or Civil Law soe to doe, and further that the said Sarah was but a child and not much above Eleaven yeares old, and without consent of Guardian or other friends as by a Letter of Attorney to prosecute them under the hand of Nathaniell Howell given to swithin wells his Attorney will appeare. Now so it was that on Tuesday the 12$^{th}$ Instant was the Court for Orphants in that County to which Court I appointed the said Sarah to be brought by her Aunt pope who hath brought her up ever since her mother died which was about tenn yeares agoe. To which Court I was much importuned to goe by the childs friends as also by my neighbours in Kent County three of the Justices there goeing with me. The Cause alleadged was they were sure the Justices would acquit Burnit and deliver the child to the Taylor and in Truth soe I found it; For notwithstanding the two persons confest matter
p. 162 of fact in the Indictment yet I could hardly get that Jury to find the bills and three of the Justices were as unwilling it should viz$^{t}$ James wroth, steevens and allome, this kept me one whole day, at night I went to James Frisbyes to lye, that night the Comission$^{rs}$ adjourned the Court about two miles further, the next morning it rained so that I could not goe to them. But I writt to them if they thought fit to remove the child from her Aunt who had brought her up ever since a yeare old that M$^{rs}$ Stabely might have the tuition of her being a Genteel grave Matron, and one that was the fittest for edu-

cacōn; Mr Dare and Mr Gundry were of my opinion yet not- Liber B. withstanding Wroth, stevens and allome would have her plact P. R. O. with she that was Thomas Hawkers wife who married Edward Jones and lyes on the north side of Bohemiah River, a very convenient place for the Taylor to take her away into Pensilvania. These Actings put the who Court into Tumult, the Aunt crying after her girle, the girle after her Aunt, Justice Stevens pulling the girle and she striveing to get from him, at last she got loose, and into her Aunts boat did goe, they brought her to Mrs Stabeleys where I met them, mine and my neighbours horses being there from whome I had all this story, There I was againe set upon and humbly for God's sake desired to take the child down with me to my wife which I did and now have her at my house; two dayes after comes Wroth and Stevens to my house to demand the child, I refused to deliver her telling them I heard they were going to sell her to the Taylor, Mrs Pope telling Wroth in the open Court that he came to her and advised her to let the Taylor have the girle, and he would be bound that the Taylor should give her a discharge for that of the girles estate that was in her hands which is confest to be 16000lb of Tobacco and this she offered her oath for, it did I must confesse move me soe that I told him I could well afford to suspend him of being a majestrate for his misfeizance in his office. For that he in being a majestrate to protect orphants and widowes went about to destroy them though this discourse may seeme arrogant in me yet if that power which my Lord left in me in his Cheife Justiceship be not by later Commission abbrogated I can shew presidents on it by the cheife Justice in England and though I never intended any such thing, I thought fit to trouble you with it. In respect I guesse it will be a complaint against me Worthy sirs I doe assure you that my greatest desires are a quiet life and p. 163 to live free from these troubles had not the releife of fatherless and the peace of the province been concerned in it I should not have moved—I shall make bold to trouble you with one thing more that I had the trouble of. There is one Hill that lives in sasafrax River who had a wife and was a house keeper there this man (as he told me) had occasion to goe to the Clifts or about the Herring Creeke and stayed from his wife about two Cropps These Majistrates notwithstanding they knew where he was married his wife to another man; and when he came back they kept him out both of his house, wife and land, under pretence that he lost his property in his lands, goods and house because he had lost his wife. I writt to them and I heard that they gave his house and land but whether he hath his goods & his wife I know not. I doe only acquaint you with this to let you know what kind of Justices you have there

Liber B. P. R. O. and now worthy Sirs you will be apt to reply to me (why they are the best wee know of) To this I will presume to offer a Remedy if you please to adheare to my Advice which is to graunt a Comission to those persons hereafter named viz$^{t}$ Coll. S$^{t}$ Leager Codd M$^{r}$ James Frisby, M$^{r}$ William Dare of the Quorum, M$^{r}$ Edward Jones, M$^{r}$ Giddeon Gundry, Cap$^{t}$ William Peirce and M$^{r}$ George Warner, these men are the most prudent and the most salvendst in the County and I question not will ease both you and me and keep the County in a good Decorum. I doe very well know that Jones and Warner were left out in the last Comission by the meanes of Edward Inglish but I much doubt he did not tell you the cause why it was, because they would have M$^{r}$ Inglish punished for a bastard child layd to him by Gundry's wench, besides that he had by Wroth's wife. I heard about four dayes since that there was a new Comission come into the County They that were named to me by report of them that knew them as bad if not worse then them there already I have cause to think that they who takes upon them to name Comiss$^{rs}$ to you runs too much upon the Byas It is truly my opinion the County had better pay for two Comission$^{s}$ then to have this stand. I have discoursed Coll: Codd about it and he says if you please to entrust him in the peace for that County with them before named which indeed are of his own chuseing he will faithfully
p. 164 serve my Lord and his Country; but he would humbly desire you not to mention him in any Comission with such stuff as are there already, for with them he will not sitt, and now worthy Sir I am come to request for myself that you would please to send me word in writing where you would have Sarah Vanhack plac'd for I only keepe her till I heare from you for I will not medle with the bringing up any Orphan or their Estates haveing trouble enough with my owne Our law says the next of kin shall have them, the law of England sayd noe because they are heirs to them. Now the children of this M$^{rs}$ Pope which she had by John Howell are the onely heires to the said Sarah and yet the tenderness that I see in the Aunt towards this girle persuades me that there is noe danger in letting her have the tuition according to our Law for she keepes one in the house on purpose to teach her & Her owne children, I have faithfully and truely discovered to you what I think is the best to bee done in all these affaires craveing pardon for my plixity & desireing your speedy order in what you would have done with this girle and I shall remaine as ever your honours humble servant Henry Coursey—

Burnet and Coleman were comitted but I heare the Sheriffe hath taken bayle to appeare at the next provinciall Court.

The last Comission is not put in rule nor none sworne soe that if you please to send another it may take place. Liber B. P. R. O.

Ordered that a Letter be writt to Coll: Coursey which is as followeth.

S[t] Maries 10[th] July 1688.

Coll: Coursey.

S[r] Yours of the 22[nd] June last came to our hands and we returne you thanks for the paines and care you were pleased to take about the Orphant Childe in which you are much to be commended, and we are glad that the chide is safe at your house where we must needs desire she may remaine untill the next provinciall Court. For we doe know for the present how better to dispose of her at which Court further care will be taken about her. Att which Court wee desire she may be sent down and that you would be soe kind to bee instrumentall in procureing her a convenient passage if it lies in your way. You mencōn somewhat about the Com[rs] of Cæcill County, the Commission was lately renewed, and that by the advice of M[r] Will[m] Peirce one of those you mencōn in your Letter soe p. 165 that wee cannot so suddenly alter it. But when wee doe shall have your Letter in remembrance. Our service to yourself and Lady.

Wee Subscribe

Your very lo: friends and servants

Hen: Darnall
Will[m] Digges
Nich[o] Sewall

Then was read a Letter from M[r] Francis Jenkins high Sheriffe of Sumerset County wherein he acknowledged to have received from the Emperour of the Nanticoakes two of his Indians whom he sayes comitted the murther upon one Enock an Englishman in Baltemore County M[r] Jenkins sayd the Emperour was loth they should goe to prison, offering his life for theires, that they should be at the Court at any time when the English would appoynt. At last when his promise for delivering them up was strongly urged upon him, he did deliver them quietly but desired they might be well used in prison.

The said M[r] Jenkins desired to know of their hon[rs] whether he should provide the Emperour any accomodacōns for him and some few of his Indians to come to S[t] Maries along with him because they had a desire to see the Tryall

Ordered that a Letter be writt to M[r] Jenkins to give him to know that the Councell had received his and to give him

Liber B. P. R. O. thanks for his extraordinary trouble in the matter aforesaid. which Lre followes

S$^{t}$ Maries
10$^{th}$ July 1688.

M$^{r}$ Jenkins

Their Hon$^{rs}$ of the Councell have received two Letters from you, one of the 21$^{st}$ of Aprill about the Indians having Enock's grave opened, the other of the 11$^{th}$ of May last about your haveing received the two murtherers viz$^{t}$ Annochahill or the White Indian and pomptocus and their hon$^{rs}$ doe highly com̄end you for your diligence, care and paines in the premisses and doe returne you their heartie thanks. They desire you to bring them to the next provinciall Court Alsoe if the Emperour will come over to the Tryall you are to furnish him
p. 166 and some few Attendance with him with what they shall want which they leave to your discretion

signed p ord: of the Councell
Tho: Grunwin Clk assis$^{t}$

Whereas at the request of his Lordships Cheife Rangers a proclamac̄on was penned about Christmas last which never yet issued and now at their further request the same is altered and amended and now ordered to issue in the manner follow:

By the Dep$^{tys}$ Lieu$^{ts}$
A proclamac̄on

Maryland ss

Whereas divers complaintes have been made to us by severall of the Inhabitants of this Province that the sub Rangers impowerd by the hon$^{ble}$ Coll: Henry Darnall and Coll: William Digges his Lordships cheife Rangers of this Province do greate damages to peoples horses and stockes of hogges and cattle and at the request and desire of his Lordships cheif Ranger aforesaid Wee the said Dep$^{tys}$ Lieu$^{ts}$ doe hereby publish and declare and alsoe will and command that all sub Rangers whatsoever in the Province six dayes before the next Provinciall Court being the first Tuesday in October next bring in all Com̄issions powers graunted and authorities made by his Lordships cheif Rangers aforesaid or by their order bearing date before these presents And that each of them give a perticuler accompt of their actings and doings by them done by virtue of the same and that from henceforth they and every of them cease from further acting as sub Rangers untill they shall obtain further Lycence and power from his Lordships cheife Rangers aforesaid soe to doe. And that all per-

sons having just complaints against any sub Rangers shall be heard and that noe person as they tender their welfare doe presume to Act and doe in the buisines of Ranging in the least manner without Lycence from the aforesaid cheife Rangers under their hands and seales, and the severall Sheriffs of this Province are hereby required to make publick proclamacōn hereof in the most publick place of their respectives Countyes Given & Dated the 9th July 1688. Liber B. P. R. O.

To all people to whom these presents shall come wee the Comissioners for manageing and causing to be levyed and collected his Majties customes, subsidies and other duties in this his Kingdome of England send Greeting Know ye that wee the said Commissioners by virtue of an Act of Parliament made in the 25th yeare of his Majties reign Entituled an Act for the Encouragement of the Eastland and Greenland trades and for the better secureing the Plantacōn Trade and in pursuiance of the Authority and direccōn to be given by the Right honoble the Lord High Treasurer of England Have deputed and impowred and doe hereby depute and impower George Layfeild to be comptroller and surveyor of all the rates, duties and Imposicōns arriseing and growing due to his Majty in his Province of Maryland by virtue of the said Act whereby he hath power to enter into any ship bottome boate or other vessell as also into any shop house warehouse hostery or other place whatsoever to make dilligent search into any trunck packcase chest trusse or any other parcell or package whatsoever for any goods wares or merchandizes prohibited to be Exported or Imported or whereof the Customes or other duties have not been duely paid and the same to seize to his Majties use as also to put in Execucōn all other the lawfull powers and Authorities for the better mannageing and collecting the said duties in all things proceeding as the Law directs Hereby praying and requiring all and every his Majties Officers and ministers and all others whome it may concerne to be ayding and assisting to him in all things as becometh Given under our hands and Seale at the Custome house London This nineteenth day of March. And by the power above to me Graunted by these presents doe nominate appoynt constitute and depute you Andrew Abbington of Calvert County in the province aforesaid Gent: to be my Lawfull deptv Comptr and surveyor for the port of patuxent district and all Rivers and Creeks thereunto belonging and to doe and performe all and every Act and Acts thing and things to the said office or place of a Deptv Comptrollr and surveyor belonging or apperteyning and which might be lawfully done & performed by me by virtue of the aforesaid Comissions and of the said Act of Parliament p. 167

Liber B. P. R. O. for the better secureing his Majᵗⁱᵉˢ duties Given under my hand and seale Aprill the Tenth 1688.

May the 30ᵗʰ 1688.

The within mencōned Andrew Abbington was sworne depᵗʸ Comptrollʳ and surveyor of patuxent District before me, Henry Darnall

p. 168 Maryland ss

By virtue of my Comission and in pursuiance of the power Authority and direccōns to me given by the Right honᵇˡᵉ Comissioners of his Majᵗⁱᵉˢ Customes in England have deputed and impowred and doe hereby impower Andrew Abington Gent: to be my Depᵗʸ Collector of all the Rates, duties and imposicōns arriseing and growing due to his Majᵗʸ at patuxent district in his Majᵗⁱᵉˢ province of Maryland By virtue of an Act of Parliament made in the 25ᵗʰ yeare of his late Majᵗⁱᵉˢ reigne Intituled an Act for Encouragement of the Eastland and Greenland trade and for a better secureing the Plantacon Trade Whereby he hath power to enter into any ship Bottome boate or other Vessell as also into any shop warehouse Hostery or other place whatsoever for any goods, wares or Merchandize prohibited to be imported or exported or whereof the Customes or other duties have not been duely payd and the same to seize to his Majᵗⁱᵉˢ use and also to put in execution all other the Lawfull powers and authority for the better mannageing and collecting the said duties In all things proceeding as the Law directs. Hereby praying and requireing all and every his Majᵗⁱᵉˢ Officers and all others whome it doth concerne to be ayding and assisting to him as becometh Given under my hand and seale of my office Customes This 29ᵗʰ of May Anno Dom: 1688.

John Payne Collector Regʳ

May the 30ᵗʰ 1688.

The within mencōned Andrew Abbington was sworne Depᵗʸ Collectʳ in patuxent district before me Henry Darnall

The Oath

I Andrew Abington doe depose upon the holy Evangelist That I will duely and truely officiate the places and offices of Depᵗʸ Collector in Patuxent District in the province of Maryland under Mʳ John Payne his Majᵗⁱᵉˢ Collector in the aforesaid district and Depᵗʸ Comptroller and Surveyor Generall of the same district of Patuxent Under Mʳ George Layfield according to their severall Instruccōns and Obligacōns corespondent to the said severall offices they being delivered to me by them And to give a true & exact accompt of my proceedings in the

aforesaid places and districts when thereunto required, soe help me God. Liber B. P. R. O.
Jurat Coram me 30th May
1688. Henry Darnall.

Thomas Hussey of Charles County by Kenelm Cheseldyne his Attorney prayed Caveat may be Entred That when certificate for Charles County Court house Acre is returned to the Councell board noe further proceedings may be had or pattent or order graunted thereon untill notice first given to the said Thomas Hussey That he may appeare and make his just defence against the same further proceedings p. 169
Vide Ordr to lay it out fol 167.

By the Deptıes Lieuts
A Proclamacōn.

Whereas the Generall Assembly of this Province was prorogued untill the First Tuesday in October now next ensueing And that for noe occasion relateing to the state or welfare of this Province at present offers that requires the sitting of the said Generall Assembly upon the said First Tuesday in October next Wee the said Deptıes Lieuts with the advice of his Lops Councill have thought fitt to prorogue and the said Assembly is hereby prorogued accordingly untill the First Tuesday in May next ensuing the date of these presents Anno Dom: 1689. And the severall and respective sheriffs of this Province are hereby strictly required and comanded to make publick proclamacōn hereof in the most publique places of their Counties and give notice to the Deptıes and Delegates of the severall and respective Counties That all Excuses set apart they and every of them be and personally appeare at the City of St Maryes upon the First Tuesday in May next 1689 Then and there to doe and consent to such things which shall by the favour of God happen there to be ordained and enacted Given at St Maries aforesaid the sixth day of September in the xiii yeare of the dominion of the Right honble Charles absolute Lord and propry of the Province of Maryland and Avalon Lord Baron of Baltemore.

At a Council held at the City of St Maries
the 29th day of September 1688.

The honble { Coll: Henry Darnall, Coll: William Digges, Major. Nicholas Sewall, Coll: Edward Pye, Mr Clement Hill } present.

Ordered that summons issue from this board directed to the p. 170

Liber B. P. R. O. sheriffe of Anne Arrundell County For the sumoning Nicholas Smith Master of the Ship Hopewell of London to appeare before this Board the Provinciall Court now ensueing.

which ordered issued in these words.

By the Council

Ordered that the sheriffe of Anne Arrundell County sumons Nicholas Smith Mariner Master of the Ship Hopewell now lying in south River in the County aforesaid That all excuses set apart he be and personally appeare before his Lo^pps^ Council at the City of S^t^ Maries the first day of the next provinciall Court or at furtherest some time in the same Court To answer unto such things as shall be alledged against him whereof let him not faile dated at the Council Chamber at the City of S^t^ Maries the 29^th^ day of September Anno Dom: 1688.

To M^r^ Henry Hanslop High Sheriffe of Anne Arrundell County. signed p ord^r^

These Tho: Grunwin Clk assis^t^

Then was read a Letter from the Lords of his Ma^ties^ most hon^ble^ privy Council to his Lo^pp^ the Lord prop^ry^ acquainting his Lo^pp^ with the birth of the young prince As also his Lo^pps^ Lre to his Dep^tys^ Lieu^ts^ here in this Province for the proclaming the birth of the said prince—which two Lres follow

Gentlemen London 14° July 1688

I have lately received a Letter from the Lords of his Ma^ties^ most hono^ble^ Privy Councill (Coppy whereof I herewith send you) Therein I am commanded to acquaint you of the greate Blessing God Almighty has bin pleased to give unto his most sacred Ma^ty^ and his Royall Consort the Queen in the Birth of a hopefull son, and to his Ma^ties^ dominions in a prince; you are therefore upon sight thereof to cause notice to be given by proclamacōn through out my province of the birth of the prince and therein to appoynt perticuler dayes for a solemne thanksgiving to Almighty God for soe greate and innestimable a blessing, requiring the same to be performed throughout Maryland with as greate expressions of joy as the people of that Province are capable of, and you will doe well to get an addresse to be sent by the very first oppertunity for me to pre-
p. 171 sent to his Ma^ty^ the same to be signed by the most substantiall Inhabitants there, soe not doubting of your ready and exact Complyance pursuiant to their Lords^pps^ direccōns herein I rest

Your very loving freind

C. Baltemore

These fo Coll: Tailler
Coll: Lowe and the rest of
the Dep^tys^ Lieu^ts^ of Maryland.

The Lre from his Ma^ties^ Privy Council Liber B. P. R. O.

After our hearty Comendacons It having pleased Almighty God about Ten of the Clock this morning to bless his Ma^tie^ and his Royall Consort the Queen with the birth of a hopefull sonn and his Ma^ties^ kingdomes and dominions with a prince his Ma^tie^ had commanded us to signify the same to your Lo^pp^ and to pray and require your Lord^sp^ to cause notice thereof to be forthwith given by proclamacon throughout his Ma^ties^ plantacon under your Government and thereby to appoynt such dayes As well for a solemne thanksgiveing to Almighty God for this inesteemable Blessing as for such other expressions of publick Rejoyceings sutable to this greate occasion, as your Lo^p^ shall judge fit, and soe not doubting of your Lord^sps^ ready Complyance herewith wee bid you very heartily farewell: From the Council Chamber in Whitehall this Tenth day of June 1688.

Your Lord^sps^ very loving freinds
Sunderland L^d^
Powis
Craven
Middleton
Castlemaine
N. Buttler
Ed: Petre

William Blathwayt.

Coppy
C. Baltemore

Lord proprietor of Maryland and to proclaime the birth of the Prince &c:

Thereupon it was ordered by this board that a day be set apart for the proclaiming & solemnizing the birth of the Prince in and for the City and County of S^t^ Maries and another day for the performing the same in each other perticuler County throughout the whole province of Maryland.

At a Council held at the City of S^t^ Maries the Third day of October 1688. p. 173

The hon^ble^ { Coll: Henry Darnall, Coll: William Digges, Maj^r^ Nicholas Sewall, M^r^ Clement Hill } present

M^r^ William Joseph came to this board and produced a Comission from the Right hono^ble^ the Lord Prop^ry^ under the greate seale of this Province which Comission he brought with him from England and followes in these words. viz^t^

C. Baltemore
Charles absolute Lord and Proprietor of the Provinces of

Liber B. P. R. O. Maryland and Avalon Lord Baron of Baltemore To all to whome these presents shall come sendeth greeting Know yee that for the better Government and order of my said Province and good of the Freemen and Inhabitants thereof in my absence I doe hereby constitute and appoynt and make my trusty and welbeloved Councellors William Joseph of London Gent: Colonell Thomas Taylor Colonell Vincent Low Colonell Henry Darnall Colonell William Diggs Major Nicholas Sewall Colonell Edward Pye and Clement Hill of S$^{t}$ Maries Gentlemen my deputys and Vice-regents of and in the said ꝑvince To call and appoint Generall Assemblys in and for the same and that they or any three of them (whereof the said William Joseph and Henry Darnall to be two) shall and may pass Acts and lawes therein which if wee shall not disapprove of under our greate seale are and shall be and continue lawes for the time therein and thereby intended and shall and may performe and execute all and every such powers and authorities for the good of my said province as I myself might could or can doe if there personally present hereby ratifying and approveing whatsoever my said Deputies or Agents shall Act or doe by vertue of these presents or any power hereby given to them or any of them Given at London the Three and twentieth day of July In the Thirteenth yeare of our dominion Anno que Dni: 1688 Under the greate seale of our said Province of Maryland.

The said M$^{r}$ Joseph also produced a Letter from his Lordship the Lord Prop$^{ty}$ which was read and is as followeth viz$^{t}$

p. 175 Gentlemen

This will be delivered unto you by M$^{r}$ William Joseph of whome I have had soe greate a Carracter and Recommendacō̄n that I have thought fit to nominate and appoynt him one of my Deputies and to preside upon all occasion of buisines either in my Council or Provinciall Court there, and accordingly have named him first in a Comission which he will deliver to you. I therefore hereby require, authorize and impower you or any two of you to administer to M$^{r}$ William Joseph the usuall oathes of Deputy, Councellor and Justice of my Provinciall Court there; To the end he may act as one of my Deputies and precide in Council and Courts as often as the affaires of my Province shall require the holding of either.

There will be noe need of your takeing these oathes anew I being satisfied you have already taken them upon that Comission I gave you when I last left the Province, the only alteration I intend by this new Comission is the appointing M$^{r}$ Joseph the first of my Deputies and to preside in Courts & Councils untill such time as I cann be with you in person myself: For

you will find by the Comission I now send that you all or any three of you (Mr William Joseph and my kinsman Coll: Henry Darnall always to be two of the three) are to act as you have done by that Comission I left with you:—Mr Joseph will fully informe and satisfy you why I have thought good to dispence with the penalties mencōned in the Act Entituled an Act for Advancement of Trade and will likewise let you understand what leave and liberty I have given to the Comanders of shipps and vessells belonging to the port of London, the like you must give and graunt there to such as shall come from other ports of England to trade in my Province; For being satisfied that the planters there are not in a condicōn as yet to bring their Tobaccoes to Townes and were they provided with boats convenient for that purpose, Yet the greate want I understand there is of a sufficient number of store houses at the severall places appoynted for Townes to shelter all such goods wares and merchandizes as were intended by that Act to be disposed of there makes me at present thinke it matter of prudence to accept of the offer made me here by the traders and dealers to my Country, what they frankely offered being this that if I would dispence with the said penalties and permit them to employ their own men and boates to bring the Tobac- p. 176 coes they would be very well satisfied their sloopes and boates should first touch at some one of the places for Townes and there give a just and true accompt of each Sloopes and boates ladeing to the Collector or other Officer that shall be ordered there to take the same before the Tobacco should be carried on board, adding that they were very much for Townes themselves, but the want of those conveniencies above mencōned rendred the way prescribed by the Act as yet utterly unpracticable and indeed being somewhat of their opinions in this matter have therefore dispensed as by the Proclamation Mr Joseph carryes with him you will find I have done: Besides the like designs not haveing met with any successe in Virginia makes me apprehend that should this Act be pressed too hard upon the Traders it might prove a fit Subject of Complaint for my Enemies to the King against me and my Government there This being all that I have now time to signify I will add more in my next I rest

Liber B. P. R. O.

Gentlemen
Your loving freind
C: Baltemore

To my Deputyes of
Maryland p Mr
William Joseph
D: C:

The honble Coll: Henry Darnall and Coll: William Digges administered the usuall oathes of one of the Deputy's Leiuts of this Province and of one of his Lordsps Council to the honoble

Liber B. P. R. O. William Joseph Esq^re^ who then tooke the place of president of the Council and then administered the same oathes to the said Coll: Darnall and Coll: Digges and to the hono^ble^ Coll: Thomas Tailler Major Nicholas Sewall and M^r^ Clement Hill.

At a Council held at the City of S^t^ Maries
the fifth day of October 1688.

The hon^ble^ { William Joseph Esq^r^ ꝑsid^t^ / Coll: Thomas Tailler / Coll: Henry Darnall / Coll: W^m^ Digges / Maj^r^ Nicholas Sewall / M^r^ Clement Hill } present

It haveing bin the 29^th^ of September last ordered that dayes
p. 177 should be set apart for the proclaiming and solempnizing the birth of the prince It is now by this board ordered that the day for that purpose in and for the City and County of S^t^ Maries be on the Eleaventh day of October Instant and in each other County in the Province on the first day of November next, and that all persons and all servants slaves and others abstaine on those dayes from bodily labour. And that all shipps and vesselles in the Rivers harbours and Creekes of this Province on those dayes in their severall places spread their flaggs and discharge their guns in token of joy for the aforesaid greate blessing And that M^r^ Francis Pennington Preist of the Society have notice given him requesting him to be at S^t^ Maries Chappell on the said 11^th^ day of this month to render thanks to the Divine Majesty for the aforesaid inesteemable blessing And that Proclamacōns forthwith issue for the proclaiming the birth of the said Prince throughout the province.

A Letter sent to Cap^t^ Philipps upon occasion of the birth of the Prince.

Cap^t^ Philipps

Whereas the Lords of his Ma^ties^ most hono^ble^ Privy Council by Command of his most Excellent Ma^ty^ upon the greate blessing of the birth of our most glorious prince on the 10^th^ of June last have intimated to his Lord^sp^ the Right hono^ble^ the Lord Prop^ty^ of this Province That his said Lord^sp^ should appoynt such dayes throughout this province as well for a solemne thanksgiving to Almighty God for this his soe inestimable a blessing as for such other expressions of publick rejoyceing sutable to this greate occasion as his Lord^sp^ should

thinke fit and his said Lordship by his Letter to us of the 14th of July last has commanded us to appoynt dayes for this greate solempnity requiring the same to be performed with as greate expressions of joy as the people of this province are capable of. And in order thereunto this Government by publick proclamacōn has appointed the first day of November next to be a day set apart throughout the severall Counties of this province for the solempnizing the said birth of the Prince; and in a more perticuler and especiall manner wee have thought fit to give notice to you his Ldsps Admirall of this Province that on the aforesaid First day of November you spread your Colours and discharge your Cannon and make all other demonstracōns of publick rejoyceing you may or can. And wee further require you to give notice hereof to all and every the respective Comanders of ships and vessells within your precinct that they doe and performe the same Soe wee bid you heartily farewell From the Council Chamber at St Maries The sixth day of October 1688 Liber B. P. R. O. p. 178

Wm Joseph presdt
Henry Darnall
Wm Digges
Nich: Sewall

To Capt Samuell Philipps
His Lordps Admirall of
Maryland on board the
ship Baltemore in South River.
These

Ordered That all Comission officers of foote and horse in each County cause their Companies and troopes under their Comand to be present at the proclayming the birth of the Prince.

Then was read a Lre to his Lordpp the Lord Propty from his Maties Council concerning Bulk Tobacco also his Lordpps Letter to this Government thereupon which two Lres follow.

After our very hearty Commendacōns severall merchants owners and planters Adventurers of Virginia and Maryland having by their petition to his Maty humbly prayed that a law may be passed in those plantacōns for prohibiting any bulk Tobacco to be exported; wee have thereupon received his Maties Command to signify his Royall pleasure That your Lordsp in Conjunction with the Governor and Council of his Maties Colony and dominion of Virginia take care that such a law be passed in the respective Assemblies of Virginia and Maryland and against the Exportacōn of Bulk Tobacco from these plantacōns And soe wee bid your Lordpp very heartily

Liber B. P. R. O. farewell From the Council Chamber at Whitehall This Fourth day of November 1687.

Your lordships very loving freinds
Jeffreys
Sunderland P
Hamilton
p. 179 Middleton
Belasys
Godolphin
Dover
Lord Prop[r] of Maryland. Yerule
William Blaythwayt

London 14[th] July 1688.

Gentlemen

Herewith I send you a Coppy of an Order from the Lords of his Ma[ties] most hono[ble] Privy Council by which you will understand it is his Ma[ties] Commands to me that I should endeavour to get a Law passed in my Assembly in Maryland for prohibiting any Bulk Tobacco to be exported.

You are therefore upon sight hereof to cause an Assembly to be convened and to use your best Endeavours to procure such a law to be passed there supposeing the same will be endeavoured by the Governor of Virginia pursuant to the order sent there Herein faile not on your parts to serve his Ma[tie] all you can and soe I rest

These for Coll: Tailler — Your very loving freind
Coll: Lowe & the rest of the — C: Baltemore
Dep[tys] Lieu[ts] of Maryland.

Ordered That an Assembly be called to sit at the City of S[t] Maries the Twelth day of November next and that Proclamac$\bar{o}$n issue accordingly.

At a Council held at the City of S[t] Maries
the sixth day of October 1688.

William Joseph Esq[re] presid[t]
The hon[ble] { Coll: Thomas Tailler, Coll: Henry Darnall, Maj[r] Nich: Sewall, M[r] Clement Hill } present

The following letter from his L$\bar{o}$p in favour of M[r] John Woodcock was read

p. 180 London 21[st] July 1688.

Gentlemen

The bearer hereof M[r] John Woodcock intending to goe by the first oppertunity for my Province of Maryland in order

to setle there hath prayed my Recommendacōn to you to the intent he may more cheerfully proceede in this his undertaking I am informed he hath bin educated a merchant and is an ingenious man a good accomptant and one that understands buisiness very well which accomplishments will conduce very much to his preferment; Wherefore I doe for his Encouragement recommend him to you and it is my pleasure that you will and doe on all occasions countenance and favour him in any thing that is reasonable by preferring him to such an Imploy as he in your wisdome shall be thought capable of in order to his preferrment and advancement in my said Province not doubting of your complyance herein I rest Liber B. P. R. O.

Your very loving freind
C. Baltemore

After the said Letter read this board exprest all ready Complyance to his Lord[sps] desires therein according to the tenour thereof.

M[r] John Sollers of Calvert County appeared at this board according to sum̄ons for divulging false newes and being fully heard was discharged.

At a Council held at the City of S[t] Maries
the nineth day of October 1688.

Came M[r] George Layfeild his Ma[ties] Comptroller and Surveyor here and desired of this board that his Lordp the Lord Prop[ty] might have an Officer in Sumerset County To enter and cleare shipps there as formerly the same was done. The Consideracōn thereof referred for the present. He also desired that he might officiate as Clerck of the Townes for Annemessex and pocoamoke Rivers according to the Acts of Assemblys for Townes, but their hono[rs] could not graunt his request in that, But in any one Towne he might be Clerk as the Acts direct. Thereupon he chose Rehoboth Towne and it is graunted that he be Clerk thereof. p. 181

At a Council held at the City of S[t] Maries
The Thirteenth day of October 1688

Present
The hon[ble] { William Joseph Esq[re]
Coll: Henry Darnall
Coll: Thomas Tailler
Maj[r] Nicholas Sewall

Then was read his Lord[sps] Comission under the greate

Liber B. P. R. O. for conferring the place of Attorney Generall of Maryland upon M^r^ Charles Carroll which followes in these words.

C: Baltemore

Charles absolute Lord and Prop^ty^ of the Province of Maryland and Avalon Lord Baron of Baltemore &c. To our Trusty and wellbeloved our President and Council of our Province of Maryland Greeting Know yee that wee reposeing speciall Trust and Confidence in our trusty and welbeloved Charles Carroll of the Inner Temple London Have made constituted and appoynted and by these presents doe make constitute and appoynt him the said Charles Carroll our Attorney Generall for and throughout our said Province of Maryland For us and in our name to prosecute and defend all and all manner of suites and accōns whatsoever any waies relateing to us or our Interest in the said Province with a yearly allowance or sallery of Twelve thousand pounds of Tobacco to be payd unto and received by him the said Charles Carroll from our Cheife Governor or Governors Receiver Generall or Receivers Generalls for the time being over and above all manner of Fees Perquisites and advantages whatsoever which doe belong or ought to belong unto the said place in as large and ample manner as any Attorney Generall of the said Province hitherto received or ought to have received the same. The said Charles Carroll to continue and be our Attorney Generall in manner as aforesaid for and during his good behaviour in and dilligent and carefull mannagement of the said Imployment Given under our hand and Greater Seale at Armes This Eighteenth day of July. In the Thirteenth yeare of our dominion over our said Province of Maryland Anno domini 1688.

p. 182 Ordered That the severall Negroes this last provinciall Court tryed and condemned and (upon the happy newes of the birth of the young prince) lately pardoned be returned to their severall masters. Their masters paying and dischargeing their just Fees, and the said Negroes to serve their said masters as slaves and as if they had never beene condemned and pardoned as aforesaid.

Ordered That Richard Mekins the Elder of Dorchester restore give or pay to John Browne all such goods and Comodities that are conteyned and mencōned in the Endictment against Mekins the sonne of the said William.

Also that William Thomas Restore to one Broadhurst the goods mencōned in the Endictment against him or the value thereof.

Ordered That new Comissions for Peace and Tryall of Causes issue for Cæcill County to the persons following viz[t] Liber B. P. R. O.

Coll: S[t] Leger Codd
William Dare
Edward Jones
Gasparus Harman
} Quorum

George Warner
Gideon Gundrey
Nicholas Allum
William Ward
Edward Beck
} Justices

Ordered also that the like Comissions of peace and tryall of Causes in S[t] Maries County issue to the former Justices or Comissioners savely onely That M[r] Robert Carvile be added next to M[r] William Hatton President of the Court.

Ordered That the two Negroe men lately condemned have their pardon in due forme as others have had.

At a Council held at the City of S[t] Maries
the nineteenth day of October 1688.

The hon[ble] { William Joseph Esq[re], Coll: Henry Darnall, Coll: William Digges } Present

Complaint being made to this Board by the Emperor of the Nanticoakes That one Cornelius Johnson has taken away and detained a Canue from those Indians. p. 183

Ordered That Command goe from this board That the said Johnson without delay deliver the Canue.

The said Emperor also Complained that severall English people living neer him comit divers outrages and abuses to and against him and his people and doe them much detriment in severall respects.

Ordered That a Letter be writt to the Comissioners of Dorchester County on behalfe of the said Indians which follows—

By the Council October the 20[th] 1688.

Gentlemen

Wee are informed by the Emperor of the Nanticoake Indians that severall of our English in your County has comitted some abuses and given severall affronts to the said Emperor and the Indians under him in perticuler one Cornelius Johnson has taken away a Canue from one of those Indians and refuses

Liber B. P. R. O.

to deliver it back or make any satisfaccōn to the owner His Lordship and the Government here will not have those Indians be in the least molested in their possessions and beings Therefore you are hereby required (especially such of you as are neerest) that you notify this as well to the English as the Indians aforesaid in your County Also that you let no Offender in that nature be unpunished and perticulerly that you order that the aforesaid Joshson deliver the Canue back to the owner or make him honest satisfaccōn for the same. From the Council Chamber October the 20th 1688.

To the Comr of the County
Court of Dorchester County
These

Joseph Spernon of Cæcill County being lately Endicted for commiting a Rape and found guilty but not yet condemned. Ordered that pardon issue for the said Spernon before condemnation.

The oath of one of the Deputy Governors administered to the honble Coll: Edward Pye by the honble the President. Also the oath of Councellor to his Lordship.

P. R. O. Colonial Papers.

Address of the Inhabitants of St Clements in St Mary's County up upon the Birth of the P: W:

The humble hearty Address of yr Majesties most dutyfull and Loyall Subjects the Gents. Merchts Planters. Freeholders and Freemen of St Clements and Cheptico Hundred in St Mary's County in the Majesties Province of Maryland under the Dominion of the right Honourable Charles the Baron of Baltemore etc meet together to celebrate the nativitie of yr Majesties Heir apparent the Prince of Wales.

Upon the arrival of the most welcome & joyfull News of the happie delivery of your Royal concort and our most gracious Queen of a most hopefull Prince, wee could doe noe less than offer due thanks to Almighty God for soe inestimable a blessing to publish our due sense and joy for the same to the best of our abilities.

Wee have at this distance to our greatest comfort and felicity beheld and admired your Majestie like the sun in the firmanent not only dispersing all mallitious and threatening clouds of disloyalltie but also making us and our posterity happier by yr proliffick virtue, & we humbly beseech your Majestie to believe that wee have a full sense of this our present happiness and Esteem this Late blessing of Almighty God not only as an earnest of His mercifull kindness to us and those that

shall succeed us, but as the Royal stamp of honour upon y^r^ Majesties dignities and undertakings. P. R. O. Colonial Papers.

Wee take the boldness to assure your Majestie that wee will behave ourselves in all the circumstances of duty and loyalty as sensible and worthy of soe great a blessing that all the water betwixt us and your royal seat cannot deface that character which (if so small and remote a handfull can add anything to y^r^ Majesties Service) shall be for ever legible in our Actions and Affections, wee Esteeme this our Interest and Duty and therefore pray that Almighty God by whom Kings reign and who hath soe signally crowned y^r^ Majesties with His favours would add length of days and Tranquility, and when he shall at length be pleased to translate y^r^ most sacred selfe into a better Kingdom y^r^ Royall Infant the desire of these Nations and the blessing of us and our posteritie may succeed in your Majesties Royall Virtues and Dignities.

These are and shall be for ever our apprehentions and wishes who cannot Esteeme any happiness more agreeable than in being

Dread Sir
y^r^ Maj^ties^ most Loyal & obedient Subjects & Serv^ts^

Dated from Cap^t^ Gerrard Slyes Plantation wiccocomico, October 22^nd^ 88 & in the 4^th^ year of his Majesties Reign.

At a Council held at the City of S^t^ Maries
the 12^th^ day of November. 1688. Liber B. P. R. O. p. 184

Present M^r^ Joseph Coll: Darnall and M^r^ Hill.

This being the appoynted day by Proclamacōn for the meeting of the Assembly and the members and delegates of the Lower house not appearing sufficient in number to make a house.

Ordered that proclamacōn issue for proroguing the said Assembly untill to morrow being the thirteenth day of this Instant November. which issued in these words

By the Dep^ty^ Leiu^ts^
A Proclamacōn.

Maryland ss

Whereas the Generall Assembly of this Province hath beene lately convened sum̄oned and called to sit at the City of S^t^ Maries as on this present day being the 12^th^ day of November Wee the said Deputy Leiu^ts^ with advice of his Lordships Council have thought fit to prorogue and the said Assembly is hereby prorogued accordingly untill the 13^th^ day of this instant month of November And the severall and respective Sheriffs

Liber B. P. R. O. are hereby required and commanded to make publick proclamacōn hereof and to give notice to the severall Deputies and Delegates of the severall Counties that all Excuses set apart they and every of them be and personally appeare at the City of S$^{t}$ Maries upon the thirteenth day of November instant then and there to doe and consent to such things as by the favour of God shall happen there to be ordained and enacted.

Given at S$^{t}$ Maries aforesaid This 12$^{th}$ day of November in the 13$^{th}$ yeare of the dominion of the Right hon$^{ble}$ Charles Lord Baltemore &c: Annoque Dni 1688.

By Council held the 13$^{th}$ November 1688. The Assembly was againe prorogued by another proclamacōn in forme aforesaid to the 14$^{th}$ day of November Instant.

At a Council held at the City of S$^{t}$ Maries the 14$^{th}$ day of November 1688.

Present. Coll: Henry Darnall and M$^{r}$ Clem$^{t}$ Hill.

The hon$^{ble}$ Coll: Thomas Tailler not appearing in his Lordships Upper house of Assembly according to Expectacōn It is ordered by this board That writt issue in usuall manner for the
p. 185 calling and summoning the said Coll: Thomas Tailler to sit in his Lordships Upper house of Assembly.

At a Council held at the City of S$^{t}$ Maries the 15$^{th}$ day of November 1688.

The hon$^{ble}$ William Joseph Esq$^{re}$ Coll: Henry Darnall Maj$^{r}$ Nicholas Sewall & Clement Hill Esq$^{re}$ Present.

Some Letters in packets being brought to the board some directed to the R$^{t}$ hon$^{ble}$ the Lord Howard in Virg$^{a}$ and others.

Ordered that boate and hands be forthwith prest to carry the said Letters to Virg$^{a}$ and that the following Letter be sent also.

May it please your Lordship

The Enclosed packet to your Lordship with the other two packets and single Letter to Cap$^{t}$ Berry Commander of his Ma$^{ties}$ Ketch the Deptford were just now delivered to us by one John Powell who received them yesterday from on board the ship Avarilla Abraham Wild now rideing in patuxen river upon receipt whereof wee imediately dispatched an Expresse therewith to Virginia in order to send the same to your Lord-

ship. Which with our ever hearty salutes to your Lords[p] is what at present from Liber B. P. R. O.

Your Lord[sps] alwayes humble
& assured servants
W[m] Joseph
Henry Darnall
William Digges
Nicholas Sewall
Clement Hill

S[t] Maries 15 Nov[ber] 1688.

To his Ex[ly] Francis
Lord Howard of Effingham
his Ma[ties] Leiu[t] & Governor
Generall of his Ma[ties] Collony &
Dominion of Virg[a] These.

At a Council held at the City of S[t] Maries
The First day of December Anno Dni 1688

Present

The hon[ble]
- William Joseph Esq[re]
- Coll: Thomas Tailler
- Coll: Henry Darnall
- Coll: William Digges
- Maj[r] Nicholas Sewall
- Coll: Edward Pye
- Clement Hill Esq[re]

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The King or pretended king or the next heir to the late King of the Choptico Indians and some other of the greate men desired admittance to this board; and being come in the next heire called Tom Calvert presents Eleaven drest deer skins as a tribute to his Lords[p] the Lord Baltemore, and sayes that his deceased Uncle intended more but dyed before the could be gotten.

The said Thomas Calvert makes complaint to this board That one Walter Davis demands for carrying his Uncle over to the Easter shoare two skins more then his Contract was w[th] his uncle.

Also that one Robert Frazer had throwne his or some of their Corne feild fences as soone as the Corne was gathered and let his Catle in and soe destroy all their beanes.—Also that drinke is brought into the Towne by the English and soe the Indians buy it for skins and that keeps the Indians poore, and makes them drunke, especially one Francis Knott brings strong drinke as Rum &c: and sells it for skins and cheats the Indians.

Therefore desires the English may be ordered not to bring any drink to the said Choptico Towne.—

Liber B. P. R. O. Ordered that the Complaint about Walter Davis and Robert Foster be referred to the hon[ble] Clement Hill Esq[re] to Rectify all matters concerning the said Premisses. The said Tom Calvert acquaintes this board that his said Uncle the late King was murthered by their owne Indians. To which the Council told him that it was a crime or fault committed by themselves to themselves soe they must punish them amongst themselves according to their owne lawes & customes.

At a Councill held at the City of S[t] Maries
the 31[st] day of December 1688.

Present
The hon[ble] { William Joseph Esq[re] / Coll: Henry Darnall / Coll: William Digges / Maj[r] Nicholas Sewall }

p. 187 Thomas Davis Merchant Attorney and on the behalfe of Edward and Dudley Carleton of London Merchants makes request to this Board that a speciall Comission of oyer and Terminer issue for the hearing and determining ending and stateing of all matters dealings differences and accompts between the said Carletons and the Executors or Administrators of Basill Waring late of Patuxen deceaced may issue.

The same graunted by this board and that the Comissioners be the hon[ble] William Joseph, Henry Darnall William Diggs Nicholas Sewall and Clement Hill Esq[re] or any three or more of them whereof the said William Joseph and Henry Darnall be Two.

p. 189 At a Council held at the City of St Maries the
seaventh day of Ianuary Anno 1688

present
The hon[ble] { William Ioseph Esq[r] / Coll Henry Darnall / Coll William Digges / Maj[r] Nicholas Sewall }

Then was produced (as directed to the Government) a writing under the hands and seales of William Sharpe and William Combes which follows.

Sirs. Our freind Iohn Knight Comander of the Ship Encrease of Yowhall bound for our River is arrived in Virg[a] but detained there by Cap[t] Rowe who for want of Certificate designes to Carry her into Rapahanock and there make prize

of her her cheife manufacture is servants and noe prohibited goods on board of her Our Requests to your hon^ors^ is that you would be pleased to write to the Lord Effingham on her behalfe and this shall oblige us the subscribers To Enter into bonds or bonds of navigacons That the said ship shall unlade her ladeing of Tobaccoes either in England Wales or towne of Berwick upon Tweed and there bona fide pay his Ma^ties^ Customes. Liber B. P. R. O.

Sealed and delivered in the
presence of Ed M^c^Lan — W^m^ Sharp +
G. Robins. — W^m^ Combes +

Which Letter being read and considered of by this board It is ordered that a Letter be writt to his Ex^cy^ the Lord Howard of Effingham in favour of the aforesd ship and of the Complainants aforesaid soe farr forth as the Lawes will permit which Letter follows.

R^t^ Hon^ble^

After our most hearty salutes presume to acquaint your Lordship that Applicacōn hath been made to us by one W^m^ Sharpe and others living by the bay in Choptanck river desireing the favour of our Letter to your Lordship in behalfe of one Iohn Knight Comander of the ship Encrease of Youghall bound for Maryland who (as we are informed has noe prohibited goods on board. But to the great prejudice of the people concernd said ship is stopped by Cap^t^ Rowe for want of certificate of haveing Entered into bond in England; If this be the case and that the said ship have onely servants and provisions on board Wee humbly conceave there can be noe lawfull cause of seizure For that such shipps who doe not bring certificate of haveing Entered into bond in England or Ireland have always Entered into bonds with sufficient suretyes here or others parts of America where they arrive before they are or can be permitted to trade or otherwise. But if said ship have done any thing contrary to Law, Wee as Earnestly desire she may suffer as wee doe (if she have not) That your Lordsp. would Graciously please to order the discharge of sd ship to the end she may proceed to her intended port where all due care shall be taken by the Goverment and his Maj^ties^ Officers here that said ship performe whatever the Law and his Maj^ties^ service require And herein your Lordsp will oblige p. 190

St Maries 8^th^ Jan^ry^ 1688 — R^t^ Hon^ble^
Your Lordsp most humble and
assured servants
W^m^ Ioseph
Henry Darnall
W^m^ Digges
Nich: Sewall

To his Ex^cy^ the Lord
Howard of Effingham
Governor of his Maj^ties^
Colony of Virg^a^

Liber B. P. R. O. It is taken into serious Consideration by this board the present juncture of Affaires in England and the Invasion thereof threatned by the Dutch or some others doe thinke it convenient that this province be put in as good a posture of defence as the same is capable of And being well informed that the publick Armes thereof are unfixed and much out of order. Doe therefore order that proclamation issue for the bringing in the same and to be sent to St Maries or Mattapany in Patuxon to be fixed and amended and sent back againe to the severall Counties Which proclamation issued in these words.

Maryland ss. By the Deputy Governor
A Proclamation

Wee the deputy Governors of this province takeing into Consideration the present Juncture of Affaires in England and the likelyhood that now is of warrs betweene the kings
p. 191 most Excellent Ma$^{ty}$ and some of his Maj$^{ties}$ neighbouring princes or potentates. Have thought fit so farr as may lye in the power and abillity of this province to Endeavour the same may be in as good a posture of defence against the Enemies of our King and Country as the same is capable of, And being well assured the publick Armes of this province are unfixed, out of order and altogether unfit for service, Doe therefore by this our proclamac$\bar{o}$n publish and declare as also will and Command That all and every person and persons whatsoever dwelling resideing or Inhabiteing within this province Doe forthwith bring in and deliver into some Collonel, Major, Captaine, or other millitary Comissionate officer of horse or foote in each County All the publick Armes in their severall Custodies which officers are hereby Commanded forthwith to deliver the same to the sheriffe of each County To be by the said sheriffe sent to St Maries or Mattapany in Patuxon to the end the said Armes may by smithes for that purpose appoynted be amended fixed and made ready and fit for service And returned to the said Countyes againe And wee the said Deputy Governors doe hereby also further publish declare will require and strictly command all and every the said officers that they use all possible dilligence Industry and Endeavour for the procuring and getting into each of their respective custodies The publick Armes aforesaid and deliver-ing the same together with such Armes as already they have in their hands to the sheriffs as aforesaid and that imediately after the receipt of the same by the sheriffs They the said sheriffs giveing the severall Officers receipts for what they receive shall imediately presse boats and hands to convey the same to Mattapany to the hono$^{ble}$ Coll Henry Darnall or to

St Maries to the hon^ble^ Coll William Digges or to either of them as shall respectively be found most convenient And the severall cheife officers of horse and foote in each County are hereby commanded to send downe with the aforesaid Armes a list of all Commissionate Officers in each of their said Counties and of all vacancies of Comissionate officers places that are wanting in each County by death absence or otherwise To the intent the Government may take care to Create new Officers to supply the said vacant places or offices. Lastly the said severall sheriffs are forthwith to make publick proclamacōn hereof in the most convenient places of the severall Counties as they will answer the contrary at their perill. Given at the Council Chamber at St Maries the 19^th^ day of Ianuary In the 14^th^ yeare of the Dominion of the R^t^ Hon^ble^ Charles etc Annoque 1688. Liber B. P. R. O. p. 192

Complaint being made to this board by John Watkins sonne of Cornelius Watkins of Patuxon and the said Cornelius came also before this board who having heard the complaint the boy made against his father did not take him for his child

This board then ask't the said Cornelius Watkins whether he tooke him for his lawful begotten sonne who said there was reasons to persuade the contrary but yet he did believe he was his owne sonne.

Ordered that he take him home and that he doe not abuse him but use him as a Child ought to be used and give him education and mainteyance according to his Estate and abillity.

The Lord Baltemore's dispensation to the Quakers ab^t^ oathes of Ex^rs^ and adm^rs^

C: Baltemore. Charles absolute Lord and proprie^ry^ of the province of Maryland and Avalon Lord Baron of Baltemore etc.

Whereas many Ingenious and industrious people called Quakers being desirous to plant themselves and their Families in our said province of Maryland and to submit to the Lawes and Government thereof as farr as in Conscience they can doe therefore for the good of our said province and Encouragement of the said persons to come and plant therein Hereby order and command all our Magistrates ministers and officers whatsoever within our said province upon probate of will or takeing out of Administrations by any such person or persons to take sufficient security from them to Answer the Right and Interest that any other person or persons shall thereafter appear to have to the lands goods Chattells or Estate in or by such will or administration pretended to be settled vested or disposed of and upon such sufficient security given as aforesaid wee doe straightly charge and command all

Liber B. P. R. O. our said Magistrates ministers and Officers whatsoever within our said province to forbeare the tendring to such person or persons giving such security as aforesaid the Accustomed Oath or oathes of probate of will or takeing out of Administrations Given at London the three and twentieth day of Iuly in the Thirteenth year of our Dominion Annoq Dni one thousand six hundred eighty and eight under the greate seale of our said province of Maryland.

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Proclamation upon the birth of the prince
By the Deputy Lieut[s] a proclamation.

Whereas His Lordsp the R[t] Hono[ble] Lord prop[ry] upon the tenth day of Iune last past did receive a letter from the Right Hon[ble] the Lords of his Maj[ties] most hono[ble] privy Council thereby intimateing to his Lordsp that it haveing pleased Almighty God about Tenne of the clock of the morning of the same day to blesse his Maj[tie] and his Royall consort the Queen with the birth of a Hopefull sonne and his Maj[ties] kingdoms and dominions with a prince and that his Ma[tie] had Commanded their hono[rs] to signify the same to his Lordship and to pray and require his Lordsp to cause notice thereof to be forthwith given by proclamac̄on throughout his Ma[ties] plantac̄on under his Lordsps Government and thereby to appoynt such dayes as well for a solemne thanksgiving to Almighty God for this soe Inestimable a blessing as for such other expressions of publick rejoyceing suitable to this greate occasion as his Lordsp should judge fitt And his Lordsp haveing thereupon layd his Commands upon us forthwith to issue out proclamac̄ons accordingly. Wee the Deputy Leiu[ts] of his Lordsps province as well in obedience to the Commands and orders aforesaid as to testify our unfeigned and hearty thanks to the devine providence for soe ineffable a bounty have thought fit and doe hereby with the Advice of his Lordsps Council Order publish and declare That day of for the City and County of St Maries and the first day of November next all over the rest of the province in each County be set apart as dayes of publick praize and thanksgiving to Almighty God for the aforementioned inestimable blessing received from his divine Ma[tie] And wee doe hereby strictly charge and comand that all and every person and persons whatsoever inhabiting within this province shall upon the same dayes resort with diligence to the most convenient place in each County to be appointed by the Sheriffe to declare and demonstrate their joy and thanksgiving for this great blessing And the sheriffs

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are further hereby Comanded to give notice to all millitary officers either of foote or horse that they bring their company or companies troope and troopes under their command to the

place appoynted in each County for the solemnizing the birth of the prince aforesaid. And also that all Masters of shippes or vessells in each river creeke or harbour in this province on the dayes aforesaid spread their flaggs discharge their cannons & give all other demonstrations of joy they are capable of Also it is comanded and required That all persons whatsoever as well masters as servants and slaves on those dayes abstaine from all bodily labour. And lastly to the end that all persons may be put in mind of their duty herein Wee doe comand the respective sheriffs of the severall Counties within this province That they and every of them doe forthwith cause this our proclamation to be publickly and distinctly read and proclaymed at their severall Court houses churches chappells and other publick places in their severall Counties that all persons may take notice thereof and give due obedience thereunto Given &c. Liber B. P. R. O.

To the Kings most Excellent Ma$^{tie}$

The humble and congratulatory address of your Ma$^{ties'}$ most Loyall Subjects the Deputy Leiu$^{ts}$ principall Officers Civil and Millitary and other the Inhabitants of your Ma$^{ties}$ province of Maryland under the Govern$^{mt}$ of the R$^{t}$ Hon$^{ble}$ Charles Lord Baltimore etc by whose hands the same most humbly presented.

Dread soveraigne

We cannot sufficiently adore and praize the divine goodnesse who hath not onely been graciously pleased to place your sacred Ma$^{tie}$ our onely rightfull lawfull leige lord and soveraigne upon the throne of your Royall progenitors (the malignity of your Enemies notwithstanding) but more inestimable and unspeakable blessings are hereby poured upon us by your August Government and now in a more especial manner (To make bold with the words of the R$^{t}$ hono$^{ble}$ the Lords of your Ma$^{ties}$ most hon$^{ble}$ privy Council) in that it hath pleased Almighty God to blesse your Maj$^{tie}$ and your Royall Consort the Queen with the birth of a hopefull sonne and your Ma$^{tie}$ Kingdomes and Dominions with a Gracious prince.

In consideration whereof albeit wee your Ma$^{ties}$ most loyall and faithfull subjects soe soone as wee received this happy newes Endeavoured to Celebrate the same with all possible joy and acclamation by open proclamations and other demonstracōns of thanks and praize to Almighty God and of love and Zeale to your most Excellent Maj$^{tie}$ we were capable of. Yet as wee cannot doe too often soe we have presumed by this meanes and way further to expresse our unfeigned and hearty thanks to the divine province for this soe greate a blessing. And with all dutiful allegiance cordially to Congratulate your Sacred p. 195

Liber B. P. R. O. Ma^tie for this his divine bounty and upon the knees of our hearts humbly to offer our most Constant faith obedience and Loyaltie to your sacred Ma^tie and your royall progeny In whatsoever is near and deare unto us Beseeching Almighty God who is the King of Kings and sole disposer of all earthly crownes and kingdoms of his infinite mercy soe to blesse both your Ma^tie and this Royall Infant and most Excellent prince that there may never faile of your Line one to sway the sceptre of your Imperial Kingdomes which is and Always shall be the hearty prayer of.

Your Ma^tie most Loyall faithfull and obedient subjects and servants

| | | |
|---|---|---|
| and about 90 persons | William Ioseph Pres^t | Nicholas Sewall |
| besides of the best | Tho^s Tailler | Clement Hill |
| of the inhabitants of | Henry Darnall | Edward Pyd |
| this province | W^m Digges | Thos. Grunwin |
| | | Clk Cons: |

By the Deputy Leiu^ts

Maryland ss. A Proclamation

Whereas the Generall Assembly of this province was by proclamacō̄n bearing date the sixth day of September last prorogued from the first Tuesday in October then next and now past untill the first Tuesday in May next ensueing for that at the aforesaid sixth day of September noe occasion relateing to the state or welfare of this province did then at that present offer that required the sitting of the said Generall Assembly upon the said first Tuesday in October since the issueing of which last proclamacō̄n urgent affaires and occasions Relating to the good and welfare of this province has and does offer for the sudden convening and calling an Assembly Wee the said Deputy Leiu^ts with the Advice of his Lordsps Council have therefore thought fit to Convene call and sumons the Assembly prorogued as aforesaid and all and every the Burgesses delegate and delegates of the same that all excuses set apart they and every of them be and personally
p. 196 appear at a Generall Assembly to be held at the City of St Maries upon the Twelfth day of November next then and there to doe and consent to such things as shall by the favour of God happen there to be ordained any proclamacō̄n heretofore issued to the contrary notwithstanding And the severall and respective sheriffs of the province are hereby strictly required and comanded forthwith to make publick proclamacō̄n hereof in the most publick places of their Counties and give notice to the Deputys and delegates of their several and respective Counties that they be and appeare at the City of St Maries on the said Twelfth day of November next Ensueing Herein each and every respective Sheriffe is comanded to use all possible dilligence that Imediate notice may be given as

aforesaid as they will answer the Contrary at their perill Liber B. P. R. O.
Given at St. Maries aforesaid The sixth day of October In the 13th yeare of the Dominion of the Rt honoble Charles &c. Annoq. Dni. 1688

C: Baltemore.

Charles absolute Lord and proprietor of the provinces of Maryland and Avalon Lord Baron of Baltemore &c. Whereas by an Act made at an Assembly held for our said province at the city of St Maries the foure and twentieth day of Aprill in the yeare of our Lord one thousand six hundred eighty and foure Entituled an addiconall and supplementary Act to the Act for advancement of Trade It was enacted that all Tobaccos wares and merchandizes of the growth production and manufacture of our said province intended to be sold there or transported out of our said province should for that end and intent be brought to the ports and places in the said Acts mentioned under paines and penalties provided in and by the said Act Now we having found by experience that the said provision in and by the said Act for the bringing the said Tobaccos wares and merchandize of the growth production and manufacture of our said province intended to be sold and transported to such ports and places instead of being an advantage to our said Province and the Inhabitants therein hath checkt the sale and transportation of the said tobaccos wares and merchandize Wee doe therefore hereby dispense with the paines and penalties in and by the said Act provided and layd upon any person or persons for or by reason of his or their bringing or causeing to be brought any of the said Tobaccos wares and merchandizes to any such port or place for the sale or transportation thereof And we doe further hereby strictly charge and comand all our Magistrates ministers and officers of what p. 197
nature soever to take notice of this proclamacōn and from henceforth to forbeare to molest disturbe or punish in any kind or way any person or persons that shall bring or cause to be brought to any such port or place any tobaccos wares or other merchandize of the growth producōn or manufacture of our said province to be sold or transported. Given at London This three and twentieth day of Iuly in the Thirteenth yeare of our Dominion Annoq. Dni 1688.

At a Council held at Mattapany
the 19th day of Ianuary 1688.

present:

The Honble { Wm Joseph Esqre
Coll. Henry Darnall
Majr Nicholas Sewall

Liber B. P. R. O. Ordered that a letter be writt of from the Governm^t^ to the R^t^ Hon^ble^ the Lord propre^ty^ giving him an account of all proceeding of the last Assembly and of other publick Affaires and send to his Lordps the journall of the upper house of Assembly also a coppy of the proposalle relateing to money and the reasons of the Governm^t^ for such their proposalle The Letter followes.

May it please your Lordsp.

Wee herewith (to your Lordsp) transmit a perticular of our proceeding in the last sessions of Assembly not onely by this our accompt thereof but by the journall of each dayes passages which with these your Lordsp will wee hope receive In the beginning whereof your Lordsp will find the heates and debates wee had with the Lower House about the oath of fidelity to your Lordsp which wee insisted upon the rather and indeed cheifely for that your Lordsps last expressions to the Assembly in 84 was that for the future your Lordsp did expect that every member of Assembly should take the oath of fidelity before they should be Admitted to sit, In pursuance whereof the Government did in the Assembly of 1686 propose the said oath of fidelity to the Lower House who excused it at that time saying that had it been proposed to them in time they would have taken it, but that then they were Entered upon other business and the like for which and other reasons the Governmt did not then further presse the same, But at opening this Assembly wee humbly conceived it was our duty to cause complyance to your Lordsp said demands in 84 and in order thereunto wee resolved to be early with them in this And accordingly it was by the presidents speech To both
p. 198 houses given them in charge To which the upper house readily obeyed But the Lower house would by noe meanes Comply upon which hot and high debates did arrise and the more they refused to sweare fidelity to your Lordsp the more reason wee had to distrust 'em But all mild perswasions failing wee sent for 'em up to the upper house which they refused saying if his Lordsp were there in person they would attend and indeed they endeavoured all they could to lay asside your Lordsps upper house upon which wee thought of a dissolution but tried them the second time and they refused and the third time and then they came to whome the president made a short speech wherein he told them that wee were sorry to find such early disturbances that the occassion wee sent for them was about the oath of fidelity That fidelity was Allegiance which by the Lawes of England might be proposed even to the house of Comons in parliament sitting And that the refuseing of Allegiance did Imply Rebellion and the like as your

Lordsp on perusuall of the Iournall will find upon which the Lower House was desired to returne to their house to consider of it For till complyant in that perticular wee neither could nor would Enter upon any business. But all in vaine they still persisted upon which wee would not in hon$^{r}$ to your Lordsps authority doe otherwise then mainteyne yo$^{r}$ Lordsp right and lawes in this yo$^{r}$ Lordsps Dominion For wee were not Ignorant of the fatall Consequences hereof if denyall of fidelity to your Lordsp were thus permitted Rebellion might be the next stepp whereupon wee Resolved to try all Endeavours and accordingly it being then Saturday in the afternoone wee sent for the Lower House And they came whereafter a few things said to 'em by the president the Assembly was prorogued till the munday following And then the oath was Imediately required of every perticular member which after severall refusalls and debates they every man tooke except one Thurstone a Quaker who desired to be dispensed with and it was granted him. And on Munday both houses met againe to whom the president made a short speech And soe Entered upon business which afterwards proceeded very amicably and kind even to the end of the sessions notwithstanding their grievous paper of pretended Agreivances all which were answered to Content As by the Journall your Lordsp will find and then was pressed the business about bulke tobacco tho wee desspaire of success considering the violent repulse it met with in Virg$^{a}$ yet wee Endeavoured it all wee could but to no purpose For wee would get from 'um in that affair was their answer and reasons to the Contrary And then wee proposed methods to Improve your Lordsp and people interested in Maryland as by the proposalls themselves herewith sent your Lordsp will appeare in which your Lordsp will find divers expressions which seem to diminish your Lordsps dues of 2$^{s}$ per hhd to one third lesse then at present But the advantage proposed to y$^{r}$ Lordsp by payment of all your Lordsp rents and fines for alienations in money at the Inhansed value will we are well assured very much increase y$^{r}$ Lordsp's income to what they now are For that your Lordsp rents which are now paid in Tobacco at 2$^{d}$ ℔ ll is but losse to your Lordsp and the people thereby have (as it were) your Lordsp whole province for nothing Whereas if the rents that dayly rise and Encrease might be payd in money there's noe doubt but in a short time the same will be farr more considerable than the duty of the 2$^{s}$ ℔ hhd Besides it is proposed to Enrich and people your Lordsp provinces by bringing in of money and tradesmen of all sorts to follow their callings and inhabit the Townes as by the proposalls to which we referr Being for our parts as wee are sworne to serve your Lordsp satisfied

Liber B. P. R. O.

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Liber B. P. R. O. That if money be made currant as it is proposed That it will infinitely redound to your Lordsp advantage and in a little time even Increase the duty of 2$^{s}$ per hhd for the Encouragement thereby to shipping will induce them abundantly to trade into Maryland rather than to Virg$^{a}$ Besides as money becomes plenty people and labour will Encrease and the Export of Tobacco will follow in proportion But the difficulty in returning of this money to y$^{r}$ Lordsp is to be Considered for tho it doe Advance (as without all doubt it will your Lordsp dues yet the payment as now made is farr more Convenient to your Lordsp then twice as much in Maryland if not returned to answer your Lordsp occassions in England And this wee conceave may be effected as well then as now For many especially the Londoners will as freely (pro rato) pay their money there as here and with more ease then by procuring of ps of 8 shipping them Risque etc And for the rest of the Traders they are for the most part but straglers whose money is more safe then their bills and for soe much of your Lordsps dues as should be rents here theres noe doubt but the same may be returned by bills of Exchange more securely than at present for if money be made currant the planter Adventurer will have occassion for his money here and will give bills on London being payd the difference twixt money there and here For our part we are of opinion that your Lordsps dues will be
p. 200 returned then as well as now the consideration whereof is humbly submitted to your Lordsp But take as it will with your Lordsp the Lower house would by noe meanes hearing of paying their rents in money whereupon the whole matter was for the present layd aside And the Assembly prorogued to the second Tuesday in Aprill next What mind they will be of then wee know not In the Interim wee begg yo$^{r}$ Lordsp's answer and Resolve herein by first opportunity whereby we may take measures accordingly By the journall your Lordsp will find the breife Corresponds to the coppies sent yo$^{r}$ Lordsp of such accounts as were passed in this assembly amongst which there's one for an Anniversary day of thanksgiving forever for the birth of the prince which we hope will be acceptably taken as the intent was dutifull and loyall your Lordsp will herewith also receive two private addresses to which we thought fit to put a stop wee doe not meane to Addressing or hindering any from soe doeing but because the same were obteyned at the request of other separate and private interests and designed to have been presented to the King by others not your Lordsps hands perhaps intended to your Lordsps prejudices Wherefore wee thought fit to order soe as that noe addresse; should goe hence but thro your Lordsp' hands and accordingly both said Addresses are herewith Enclosed to your

Lordsp wherein your Lordsp may do as to your Lordsp shall seeme meete. Liber B. P. R. O.

Herewith may it please your Lordship wee send the Coppy of a proclamacon issued as your Lordsp will find by which wee have thought fit to call in all the publick Armes whereby to fix and make them fit for service And upon occassion to distribute the same into such hands as shall faithfully serve the King your Lordsp and the Country Wee herewith also send your Lordsp a Coppy of a letter sent us by the Lord Howard of Effingham and our Answer thereunto hopeing that what wee have done therein may noe waies be displeasing to your Lordsp It being but to show the Readinesse of the Government to joyne with the Governmt of Virg[a] in any thing that may tend to his Ma[tie] service.

As to y[r] Lordsps course of Iudicature Iustice therein is Administered wee hope to the content of all men being morally sure thereby none can have just cause to Complaine.

And for the Governm[t] in Generall blessed be God all things are peaceable and quiet All that disturbes us is the noise of p. 201
those troubles with you in England which doth not altogether dismay us. First for that your Lordsp thereby had the opportunity to show the greatness of your soul by that Heroick Act of and in Raising a troop for his Maj[ties] service secondly for that our Confidence in the Almighty is such as that wee noe wayes doubt but that all this is permitted by heaven for the greater Glory of God and Encrease of power and hon[r] to the King and of welfare and happines to your Lordsp All which that God may bring to passe is the hearty prayer of

Rt hono[ble]
Yo[r] Lordsps humble ser[ts]

Rt hon[ble]

In pursuance to yo[r] Lordsps most acceptable of 14[th] of Ianuary last and the hon[ble] the presidents answer thereunto of the 23[rd] of the same These are to acquaint your Lordsp That there now in this province six sayle of shipps Ready to part for England of whome wee shall take such Care as that they shall fall downe to poynt Comfort the place appoynted for Rendevouz humbly praying your Lordps account per this Express of what number of shipps there are in that Govern[t] Ready to sayle to the end wee may the sooner dispatch those and forward others as by your Lordsps answer shall be found most Convenient To which if y[r] Lordsp please to add your Lordsps latest accompt of affaires in England your Lordsp will highly oblige us for that wee have not had any shipping lately arrived that are

from Mattapany the 1° Feb 1688.

R[t] hon[ble]
Y[r] Lordps ever humble and assured servts.

Liber B. P. R. O.

R^t hon^ble

The present will be delivered your Lordsp by the hon^ble Coll Thomas Taylor one of the Gentlemen of his Lordsps Council now bound for England on board the ship Baltemore Capt Samuell Philips Comander his Lordsp Admirall of Maryland under whose Conduct wee have this day ordered to sayle all the shipps at present ready in this province being in number a list whereof goes herewith Enclosed to your Lordsp and as fast as any ships doe or can get ready whereby to fall downe to poynt Comfort by the first weeke in March wee shall and will dispatch with what speed possible in order to Encrease the fleete the severall Comanders have been desirous of dispatch and pray seeing they cannot goe under at least 20 in a fleete that so soone as said number are compleate they may be permitted to sayle from poynt Comfort which lyes wholly in y^r
p. 202 Lordsps brest to doe therein as to y^r Lordsp shall seeme meete For our parts wee wish them as quick dispatch as they doe themselves soe farr forth as it may Consist with his Ma^ties comands and the peoples safety being at present whats offered from

R^t Hon^ble
Y^r Lordsps ever humble
and assured serv^ts

Dated at Mattapany
14^th Feb 1688.

At a Council held at Mattapany
Sewall the 28^th day of Feb^ry 1688

The hon^ble { W^m Ioseph, Henry Darnall, W^m Digges, Nich Sewall } Esq^es present

Whereas there has been severall Complaints made by the Inhabitants of Sumerset County as also by severall Masters of shipps for the great want of a naval officer in the said county according to Act in that case provided.

Ordered that the hon^ble Coll Henry Darnall his Lordsps treasurer and navall officer of this province doe depute constitute and appoynt a navall officer for officiateing in the clearing and entering all shipps and sloopes etc under him in his County of Somerset aforesaid first taking good and sufficient security of the person soe appoynted for his Lordsp use

Ordered then that the Hon^ble the Secryes doe issue forth commisions and Ded: potest for the County of Somerset Nominateing the same as in the last Commissions.

At a Council held at the City of St Maries the 2nd day of February 1688. Liber B. P. R. O.

Ordered that the provincial Court be Adjourned to the first Tuesday in Aprill next And that writts of Adjournmt out of the Sereys office for that purpose.

At a Council held at the City of St Maries at St Johns the 19th day of March 1688.

The honble { William Ioseph Esqre, Coll Henry Darnall, Coll William Digges, Majr Nich: Sewall } present

Ordered that what publick Armes shall be or are Conveyed to Mattapany be put to William Haimes Gun Maker at Harvey Towne to be fixed and made fit for service and he to doe noe other business in the way of his trade till those be done amended and finished And that afterwards the same be sent to the severall Counties againe according to the direccons of the proclamacon in that case issued And that authority be granted to presse the said Haimes to the service aforesaid. p. 203

Ordered that the Armes at Coll Pyes be sent to St Maries to Coll Digges to be fixed as aforesaid And that the sheriff forewith receive them and send them downe accordingly and that his honr Coll Digges have power to presse a smith for the fixing the said Armes And then to be returned to the severall Counties againe—

The honble Coll Darnall Informed this board that the sheriffs of Dorchester County had brought over his Lordsps Armes of the said County kept by Capt Tripp and the same being well fixed and kept the said Coll Darnall ordered the said sheriffs to carry them back to the said County and deliver them to Capt Tripp againe Which was well approved of by this board—

The time for the sitting of the Assembly drawing neer, the same was taken into Consideration And Ordered that the Assembly be prorogued to the Last tuesday in october next. And that proclamacons issue accordingly. which follows.

Memd

On the 20th of Febry 1688/9 The Lord Baltemore attending in pursuance of Orders from their Lordships is told by the Committee that it is expected from his Lordship that he should cause King William and Queen Mary to be proclaimed in P. R. O. Col. Entry Book, Vol. 52, p. 111

P. R. O. Col. Entry Book, Vol. 52.

Maryland, whereupon my Lord Baltemore promiseth to obey any orders he shall receive from the Board.

And on the 26th the following letter from the Councill inclosing the Form of a Proclamation for proclaiming the King and Queen in Maryland together with a Copy of the Oath appointed by Act of Parliament to be taken instead of the Oath's of Allegiance and supremacy are delivered to his Lordship.

After our very hearty comendations

Whereas William and Mary Prince and Princess of Orange have with the consent and at the desire of the Lords Spiritual and Temporal and Commons assembled at Westminister been proclaimed King and Queen of England France and Ireland and of the Territories and Dominions thereunto appertaining wee have thought fitt hereby to signify the same unto your Lordship with directions that with the assistance of the Councill and Inhabitants of Maryland, You proclaim their most sacred Majesty's according to the Form here inclosed with the solemnities and ceremonies requisit on the like occasion as also that your Lordship do give directions that the Oaths herewith sent you be taken by all persons of whom the Oathes of Allegiance and supremacy or either of them might heretofore have been required And that the said Oathes of Allegiance and supremacy be sett aside and abrogated within your Propriety And so wee bid your Lordships very heartily farewell from the Councill Chamber at Whitehall the 19th day of February 1688/9.

Your Lordships very Lov: friends

p. 113

A Proclamation for the Province of Maryland.

Whereas William and Mary Prince and Princess of Orange, have with the Consent and at the desire of the Lords Spiritual and Temporal and Commons assembled at Westminister been Proclaimed King and Queen of England, France and Ireland and of the dominions and territories thereunto belonging. Wee therefore the Proprietor and Councill together with the Principall Officers and Inhabitants of this Colony and Plantation of Maryland do hereby with one full voice and consent of tongue and heart publish and proclaim William and Mary Prince and Princess of Orange to be King and Queen of England, France and Ireland defenders of the Faith and supreme Lord and Lady of their Majesty's Province of Maryland and of all other the Territories and Dominions to the Crown of England belonging to whom wee do acknowledge all Faith and True allegiance with all hearty and humble affection, beseeching

God by whom Kings Reign to bless King William and Queen Mary with Long and Hapy years to Reign over us. P. R. O. Col. Entry Book, Vol. 52.

God Save King William and Queen Mary

The Oathes to be taken instead of the Oathes of Allegiance and supremacy. p. 114

I. A. B. Do sincerely promise and swear that I will be faithfull and bear true allegiance to their Majesties King William and Queen Mary so help me God.

I. A. B: swear that I do from my heart abhor detest and adjoure as impious and hereticall that damnable Doctrine and Position that Princes excommunicated or deprived by the Pope or any authority of the See of Rome may be deposed or Murthered by their subjects or any other whatsoever And I do declare that no Forreign Prince, Person, Prelate, State or Potentate hath or ought to have any jurisdiction, Power, superiority, preheminence or Authority, Ecclesiastical or Spiritual within this Realm, So help me God.

By the Dep$^{ty}$ Govern$^{rs}$ Liber B. P. R. O.

Maryland ss A proclamacōn

Whereas the generall Assembly of this province at the last Generall Assembly held at the City of St Maries was prorogued untill the second tuesday in Aprill next ensueing And for that noe occassion relateing to the state or welfare of this province at present offers That requires the sitting of the said Generall Assembly Upon the said second Tuesday in Aprill next Wee the said Deputy Govern$^{ers}$ with the Advice of his Lordsps Council have thought fit to prorogue and the said Assembly is hereby prorogued accordingly untill the Laste Tuesday in October next next ensueing the date of these presents And the severall and respective sheriffs of this province are hereby strictly charged and comanded to make publique proclamacōn hereof in the most publique places of their Counties And give notice to the Dep$^{tie}$ and Delegates of the severall and respective Counties That all excuses set apart they and every of them be and personally appeare at the city of St Maries Upon the said Last Tuesday in October next then and there to doe and consent to such things which shall by the favour of God happen there to be ordained and enacted Given etc the 19$^{th}$ of March 1688. p. 204

Rebecca Peyton that lived at M$^{r}$ Lynes appeareth at this Board to make complaint against M$^{r}$ Iames Mackewen and others The Council told her that if she had any pretence for her

Liber B. P. R. O. Freedome she must apply herselfe to the provinciall Court and if any body had abused her she may have a warrant for them and bid her goe to M[r] Robert Carvile for further advice.

At a Council held at St Iohns the
24[th] day of March 1688

The hon[ble] { William Ioseph Esq[r], Coll Henry Darnall, Coll William Digges, Maj[r] Nicholas Sewall } present

Then was read a letter from Coll Henry Jowles to the hon[ble] Coll William Digges being produced by the said Coll Digges who had even just then received the same Together with severall affidavits of Iohn Atkey Richard Fyffe and Henry Jowles

Then was also read another letter from Coll Jowles to the hon[ble] the president and Deputy Governors

An answer to the same ordered to be imediately writt.

Coll Digges answer to Coll Jowles Lre read and approved of

The Letters answers and papers follow

Patuxon March 24[th] (89)
Sunday morning

Hon[ed] S[r]

Wee are all over the Country in a greate uproar and Tumult and know not who to apply our selves too in whome wee can confidently repose any Trust unless it be your hon[r] Whome wee doe all believe to be better principled than to betray the country to the comon Enemy These papers here enclosed will informe you how wee are sold and betrayed to the heathen by those whose interest it ought to have beene to protect and defend us from them And the Enemy to whom they have betrayed us begins to appeare already and to infort themselves at the head of our River all which discoveries Coming in the neck of one another hath so Alarmed us that
p. 205 wee thought it high time to be doeing something for our Defence In order thereunto I have given order to Maj[r] Beale to have his Company in a readynesse and with a party of them to goe to the Indian Fort and know their designes; Mine also is in the same readinesse at an houres warning and so shall the whole Regiment of our County Likewise this day I have sent halfe a scoare horse to surprise and Apprehend Maj[r] Boarman whome wee intend to secure in safe Custody till things are better settled I have likewise sent downe this morning to mattapany a boat and hands for the Country Armes and Amunition which were taken from us, The others of our

greate men which you see are accused by these Enclosed papers I humbly desire to know your opinion what is best to be done concerning them our Eyes are upon your hon^r^ as the onely person left wee can trust and if you please to Espouse the protestant interest the whole Country you may be assured will faithfully stand by you; What ever you doe Resolve on in this greate affaire must be sodaine and expeditious wee desire not any injury should be done them in their persons or estates, but rather ready obedience to them in all things provided they show themselves ready to defend the Country against the Comon Enemy if they should not wee must then and now doe Resolve unanimously to do the best wee can to secure our selves against them and Indians also, I beseech your hon^r^ to send us a speedy answer and agreeable to the desires of us all Which will highly oblige the whole multitude and more perticulerly myselfe who am hon^erd^ S^r^ Liber B. P. R. O.

Yo^r^ most humble and faithfull serv^t^
Hen: Jowles.

These
To the hon^ble^ Coll William Digges
at St Maries present
Hast post hast for the Countries
safety and service.

Coll Jowles

I recd yours just now by M^r^ Keens servant, am sorry there should be any jealousies among the people This comes cheifly to advise you that I am now goeing myselfe in Cap^t^ Whartons boate that brought your Letter to the Council And then doe not question but to give you better satisfaction then probably I may be able to doe by writing when I am personally with you soe not to deteyne the messenger I onely now shall subscribe myselfe S^r^ p. 206

Y^r^ Serv^t^
W^m^ Digges.

March 24^th^ 3 in the
Afternoone
To Coll Henry Jowles these

The Deposicōn of John Atkey of Calvert County aged forty and foure yeares or thereabouts deposeth now—That on the 21^st^ day of March 1688/9 at the house of M^r^ John Broome in Calverton in the said County he heard Richard Fyffe say that on Munday last being the 18^th^ day of this instant March That William Sharpe of Talbot County tell him That when the Indians of the Easterne shoare were drunke he heard them say that they were hyred or Imployed by Coll Henry Darnall to fight against the English But being asked when they were sober they would not say any such thing And further sayth not

John Atkey

Liber B. P. R. O.

Sworne before us the day and yeare above written

Hen: Jowles
Ric: Ladd
John Griggs
Ric Marsham
Geo: Lingan
John Craycroft

March 22th 1688

I Richard Fyffe doe depose that I heard William Sharpe say that the Indians when they were drunke did say that they were to fight against the English And further sayth not

R: Fyffe

sworne before me the day and yeare above said

Hen: Jowles

I will take my oath that Fyffe did say all that Atkey had sworne was true enough and yet when he came to be sworne himselfe he would not say anything as to that part of the oath which related to Coll Darnall

Hen: Jowles

Gentlemen

This is to acquaint your honr that the people through out all the Countrey are in a very greate Tumult and Uproar such as will not be easily pacifyed unles some speedy satisfacōn be given them; There has bin a Rumour a greate while, and now Instruccons come over from Virginia to Confirme it That the
p. 207 Catholicks and Indians have plotted together to disturb cutt off all the protestants in the province, and the Indians doe already appeare, and begin to Infort themselves at the head of the River. Wherefore to satisfy the people and provide for the defence of the Countrey your honers (if you soe thinke fit will doe well to send a Comission to some person whome you shall thinke best to trust in soe wayty an affaire, to Rayse some men for the defence of the Countrey at the head of the River and Imediately to returne the Armes with powder and bulletts sufficient For the which wee have sent this boate and hands on purpose for untill you doe that doe and will hold themselves betrayed by your honr to the Comon Enemy Thus hopeing to receive a speedy and satisfactory answer by these bearers I rest in greate haste

March 24. 1688

Yor honr humble Servt to Comand

Hen. Jowles

To the honble Wm Joseph Esqr president and the rest of the Dep Governors at Mattapany present

post hast for the Countreys service

Coll. Henry Jowles.

Liber B. P. R. O.

Sr Yours of this day wee received at St Iohns and the premisses were considered whereupon wee have this day ordered that the Armes if fixed be forthwith returned and if they are not fixed to send others that are in order Together with powder and ball sufficient and have also ordered that further supplyes be sent from time to time as there shall be occasion, And that the said Armes and Amunicōn be delivered to you to be disposed of as you shall think fit For that wee can have no man in whome wee would confide more or sooner then in yourselfe whose fidelity to this Government has soe often been experienc'd and accordingly wee desire yor prudent aide in these Junctures of affaires It being our Advice and desire That all heat may be layd aside and that true discretion may take place Fearing should by our owne rashness Involve ourselves in warr and trouble which God divert wherefore without makeing any noise wee are of opinion That it will be prudently done if you or some others of the good neighbourhood whome you shall appoynt do goe to the head of the River to discover the posture of the Indians whereby to satisfy yourselves of the truth of the matter and finding of them peaceable and in noe hostile or unusual posture wee are of opinion that it will be prudent to preserve the peace which by God's blessing p. 208 wee soe long have happily Enjoyed But if the Contrary appeare and that those heathen people or any others are found in open Armes against the English wee hereby order you by vertue of the Comission you already beare under the Rt Honble the Lord propry forthwith to use you utmost endeavours to suppresse them and their Adherents and imediately advise us thereof For that wee doe thereby solemnly protest and unanimously declare by all that is sacred in heaven or on Earth wee will stand by you and by all the English and good people of and within this province with our lives and fortunes and upon all occassions shall freely expose our persons and Estates to preserve protect and defend all and every the Inhabitants thereof without Exception from any Enemies whatsoever that shall offer to disturb the peace and quiet of the people of this province Given under our hands at St Iohns the 24th day of March 1688.

Ordered by the board that the honble Coll Henry Darnall forthwith goe to Coll Jowles house to Inspect the premises and how the same stands And to Act and doe against Indian enemies or others as occasion shall require or he in his discretion shall think fit

Liber B.
P. R. O.

At a Council held at Mattapany
the 24th day of March 1688.

The honble { Wm Ioseph Esqre / Coll Henry Darnall / Mr Clement Hill } present

Whereas by the Council this day held at St Iohns it was ordered that Coll Henry Darnall doe goe in person to Coll Jowles his house and further as occasion shall require It is therefore now ordered that during the absence of the said Coll Henry Darnall any three of the Gentlemen of the Council (whereof the said William Joseph to be alwayes one) may and have power to Act and Execute all things relating to this province as if the said Coll Darnall were always present.

At a Council held at Mattapany the
25th of March 1688.

The honble { William Joseph Esqre / Majr Nich Sewall / Mr Clement Hill } present

Then was produced and read to this board a Letter from Majr Ninian Beal of the 24th instant directed to Coll Darnall.
p. 209 Ordered that the same be Answered
Then was also read a Letter from Mr Robert Doyne Sheriffe of Charles County the same also Ordered to be answered Which Letters and answers follow Together with severall other Lres and papers

March 24th day 1688/9.

Honrs Sr

I have writt to your honr by Coll Jowles but know not it will come to hand but I make bold to write to yor honr of my proceedings now intended I sent the Coppy of the Indians Examinacōn the which I had from Mr Addison sent to me and I sent it to Coll Jowles to be sent to your honr and also a Letter to your honr Concerning the disturbances of the people in our parts and at the Easterne Branch I also am getting the matter of tenn or twelve men and Armes to goe to the piscattaway fort to desire the Indians to keep the fort till things were settled and Examined further And also to go up towards the Easterne Branch That the Virginians may not have any just cause to come over If your honr thinks good send your order whether or know There is a bad report of yor honr concerning the hiring of the Indians to kill the protestants but I hope it is

all false. your hon^rs^ Company would be acceptable among the people, noe more but rest Y^r^ hon^rs^ servts to Command whilst I am Liber B. P. R. O.

From the house of Bazil Ninian Beale
Warren my service to yo^r^
Lady and my neighbour

Directed to Coll Darnall.

Maj^r^ Beale

Your letter of yesterday came to hand and its contents have been duely considered on in Council and for Answer doe first give you to understand that the subject thereof was before communicated to us by an Express from Coll Jowles to whom we immediately returned our answer and at the same time sent a sufficient supply of Armes powder and bullets under the care of Coll Digges with an assurance of further supplyes from time to time if occasion required it which Armes wee doubt not are before the writing hereof safe delivered to the said Coll Jowles But with this precaution wee desired that all that might be layd aside and that without making of any noise he the said Coll Jowles should with such of the neighbourhood as he should think fit goe to the head of the River p. 210 or else where suspected to discover the truth of the matter And finding none but the accustomed Indians peaceable and in noe hostile or unusual posture Our advice was to offer noe abuse or provocation to a peacable people but to cherish and preserve the peace wee soe long and happily have enjoyed But to the Contrary if they found the Indians or any other Enemies in any warrlike posture against the English or other inhabitants of this province That our orders was to use his utmost endeavours to suppress them and to give us immediate advice thereof and that wee would not onely supply him with amunicō̄n and armes but also did assure him That wee would stand by him with our lives and fortunes and upon all occasions should expose our persons and Estates in defence of the peace quiet security and safety of all and every the Inhabitants of this province without exception All which wee hereby Reiterate and Confirme to you and desire you to give the same assurance to the people with whome you shall converse And as for your part and the perticulars you give us of your past and intended proceedings Wee have thought fit to let you know That wee highly approve and commend what you have done and very well like your prudent way of goeing with ten or twelve men to try and discover the truth of the matter and further doe assure you that your good services to this governmt shall never be forgot But the same shall be rewarded with all the favour and Recompense this Govern-

Liber B. P. R. O. ment is or ever shall be capable of And wee hope all good men will imitate your fedelity and prudence in the mannage of the present disorders What wee feare most is that the English Exasperated by evil minded men of desperate fortunes will rashly cutt off or kill some or more of the peaceable Indians and hereby give occasion to the heathen to revenge the same upon the English whereby wee shall imprudently be involved into warr and Confusion which God divert.

Coll Darnall has parted hence about two houres agoe in order to repaire in person to Coll Jowles and to the rest of the people to Iustify his Innocency from that base and scandalous Expression that is cast upon him by Exposeing his life and his fortunes in the defence of the people and their Interests from the Incursions of any enemie Indian or any papist what soever For that wee resolve to show noe mercy to any papist who shall be found in Armes against the peace and
p. 211 quiet of the people of this province God Grant it be not a designe of some ill men first to fright and confuse and then to plunder and pillage the people which God of his mercy prevent Wee desire to hear often from you wishing you heartily farewell from the Council held at Mattapany Sewall on Munday morning the 25th of March 1689

W. J.
N. S.
C. H.

May it please yr honr

I have here enclosed sent a coppy of Mr Iohn Addisons Letter which came to my hands about five houres agoe which was given me in much Company at the head of Portobucco The oringinal had bin opened I suppose by the bearer before I received it and read publicly which at first caused some noise but after some serious discourse that was over; Quick advice of the same to your honr I thought my duty from

Yr honr most obedient and most faithfull humble servt
Robt Doyne.

Nameing abt 9 o clock at night the 23 March 1688/9

For the honble his Lordsps
Governor of Maryland
Most humbly present
Hast Hast.

Mr Robert Doyne

Sr yours acceptable and for which wee thank you of the 23rd Instant was delivered last night just as wee were takeing horse at St Iohns to come to Mattapany by which meanes wee lost the opportunity of your messenger to returne this our

Answer which is that severall Copies of the very same Virg[a] paper had been transmitted to us before yours from severall hands and were all then yesterday received at St Iohns except one brought hither the last night. Liber B. P. R. O.

The first came by Express from Coll Jowles to which we immediately answered and at the same time delivered a sufficient supply of armes powder and ball to be sent to Coll Jowles under the care of Coll Digges who went himself in person which armes and ammunicō wee doubt not were early this morning safely delivered to the said Coll Jowles to whome wee gave orders in case he found any Indian or other Enemies in armes or in any other hostile or unusuall posture to use his utmost endeavours to suppress them with assurance that this Governmt will not onely supply him with further p. 212 and sufficient supplyes of Armes from time to time if occasion should require but also did signify the unanimous Resolution of the Gentlemen of the Council to stand by the people of this province with their lives and fortunes to defend perserve and maintaine their peace and liberties against all enemies whatsoever and in order hereunto Coll Darnall is gone himselfe in person to Coll Jowles to testifie his Innocency from that base and scandalous aspersion cast upon him by acting joyntly with the people against any enemy whatsoever And wee have also further desired Coll Jowles in case noe such thing as any Indian or other Enemie be, not to provoke or force a peaceable people to make a warr upon us whereby to plunge ourselves in blood and Ruine without reason or cause But what wee have most reason to feare is that this noise is occasioned by ill minded men of desperate fortunes whose designes may be first to fright and confuse and then to pillage and plunder the people which God of his mercy divert As for your part M[r] Doyne wee noe wayes doubt of your fidelity and zeal for the preservation of the peace and welfare of this province which is earnestly recommended to you and to all others by S[r]

Y[r] assured loving friends

W. J.
N. S.
C. H.

Dated at Mattapany Sewall
the 25[th] March 1689.

March 15. 1688.

Here being some discourse that was talked by the Indians Therefore it was ordered by the Commision of Stafford Court That M[r] Burr Harris of this County should come to the house of John West to Examine them and the Indians doth declare that the great men of Maryland hath hired the Seneca Indians to kill the protestants nameing Coll Darnall Coll Pye, and M[r] Boarman and further did sweare God Dam M[r] Boarman for

Liber B. P. R. O. he is all one the Senecas And further doth declare that M^r^ Boarman did tell the Indians that the English would first of all kill the papists and then would kill all the Indians and did Crye to them And further doth declare that Coll Darnall Coll Pye and M^r^ Boareman did tell the Indians that they must make hast and kill the protestants before the shippes comes in For after the shippes come the protestants would kill all the papists and then all the Indians are hired also for that
p. 213 same purpose This is to give you all notice of a blow That will be given suddenly if not prevented by the Lord

Gentlemen March the 21 88/9.

The above is a Coppy of a paper brought me over by M^r^ John West and Ralph Platt which they have also spread abroad amongst the people here abouts and much incenced of the truth of it I have sent a Coppy of it to the hon^ed^ Coll Pye and desired him to acquaint Coll Darnall with it, and to Consider of sending a few men into these parts for the quieting the people or else it may be a cause of brining over the Virginians which I suppose wants but small inviting yet am persuaded there is something a brewing amongst our Indians more then ordinary for they have asked what makes the Englishmen angry with them And that they intend to kill them as soone as they are all at the fort together with severall such things I desire you Gentlemen to send downe to Coll Digges and the rest of the hon^ble^ Council to request the same to order some to range in these upper parts And that some of the Country Armes with some Amunicōn may be sent up being these parts is soe very naked and lives at soe great a distance Which is the request of

Yo^r^ servts
John Addison

This is the true coppy according to the Superscripcōn
Robt Doyne

At Coll Henry Jowles March 26 1689.

Gentlemen

Whereas there has been divers false and malicious reports invented and spread abroad amongst the good people of this province concerning the Indians and Catholics combining together to destroy the Protestants on purpose to disturb the peace and tranquility which has been under this Governmt by the blessing of God long enjoyed the authors and Inventors of which reports are now discovered and noe doubt in a little time will receive their reward Therefore I humbly desire all good people that they will not be any wayes troubled but

quietly goe home and follow their lawfull occasions For I doe protest that there is not cause of any feare, all things here are now in their former station of peace The minds of the good people satisfied In witnes whereof I have hereunto set my hand and seale Liber B. P. R. O.

Wm Digges (signed)

Coll. Digges

p. 214

Sir wee have earnestly looked for and expected some Advice from your Honr touching the preservation of all the people of this province from falling into the hands of the heathen and wee are afraid that worse or at least more potent Enemies Have therefore sent this bearer with a Letter to you onely being informed that Coll Darnall and Coll Pye have had notice already of the Eminent danger wee are in every minute wee cannot conceive the Clamour and noise of this unexpected newes can escape your eares Its reported the Indians are designed to kill all the protestants in this province not without the assistance of some called Christians in greate power here Which wee cannot but hope is a false report But this wee have heard this day That Majr Ninian Beale is either engaged with the Piscattoway Indians or every minute in expectation to put in operacōn their wicked and malicious designe But this is our Resolution at present to stand upon our owne defence against all that shall oppose or disturb us in our peaceable possessions and if wee have not speedy advice and assistance from you as our superiors Wee must and will apply our selves to those that will have greater regard to our present troubles and without the great mercy of God Almighty the inevitable danger wee are in Requesting your speedy answer wee remaine in a posture of defence for the generall safety of all his Lordsps people throughout the whole province as farr as lyes in the power and abilitie of Sr

Your humble servts

March 25th 1689 Henry Hanslap Nich Gassaway
Edward Burges Richard Hill
Edward Dorcey.

Patuxon March the 26th 1689.

Gentlemen

Yours received at Coll Jowles in Patuxen Cannot much admire that you should be so falsely alarmed when all here was under the same apprehendsions untill I came up amongst them. I doe assure you Gent there is noe occasions of such feares if there had I would have beene with you myself long before this time For I thinke there is none more willing to

Liber B. P. R. O. serve the Protestants in this country or elsewhere than myselfe But the occasion of all this uproar and Tumult has been traced to come out of Stafford County in Virg[a] There being some ill minded persons there (of the meanest quality) that onely want a pretence to plunder quiet people I received a Letter lately from Coll Spencer in Virginia which advises that they are under the same apprehendsions of being destroyed by the Indians and Catholics of Maryland as you are which I doe
p. 215 againe assure you Gentl that there has bin noe occasion given for any such surmise nor never will be any here that are in power I engage my life and all thats deare to me Therefore pray Gents use your endeavours to satisfy that people that as wee have lived happily and quietly soe wee may doe still I thinke there can nothing hinder it but our owne jealous humours I hope you have received what was sent by M[r] Walter Smith from Coll Jowles which I doubt not but will give satisfacc̄on to all Rationall men I have nothing further to Communicate to you at present But onely to desire you Gentl not to Credit any such false Rumours and reports then remaining

Gentlemen
Y[r] very lov: friend
W[m] Digges.

Coll Jowles and Coll Darnall who has bin here 'ere since yesterday at noone together with M[r] Richard Smith jun[r] and others are designed to goe over into Charles County and from thence to the freshes of Patuxent to meet with Maj[r] Beale in order to range the wood to see if they can meet with any Indians that should cause this confusion And then doe designe to give the Gentl of Anne Arundall County a vessel

Y[rs] as above
W D

At a Council held at Mattapany
the 26[th] day of March Anno
1689

The hon[ble] { William Joseph Esq[re] / Maj[r] Nicholas Sewall / Clement Hill Esq[re] } present

Was read a Letter from the hon[ble] the Coll Henry Darnall writt by him from Coll Jowles house.

The same ordered to be immediately answered

Then also was read a Letter from Coll Spencer Coll Lee and Coll Allerton.

The same likewise ordered to be answered

Likewise was read a relacōn under the hands of Harris Plott and Hust concerning the examinacōns of Indians in Virginia Another under Burr Harris hands And another under Thomas Thomsons hands Liber B. P. R. O.

Which Letters answered and relacōns follow.

March 26th 1689 7 o Clock morning p. 216

Gentlemen

When I arrived at Coll Jowles which was yesterday noone where I found a great many of the people Assembled in Armes and seemed to be in great Consternacōn of the Indians About three houres after Coll Digges arrived which did add a further satisfacōn to the people who at last went to their severall homes. There has been severall messengers with very false Rumours I shall not mention because they are all false, There is one thing which may cause further trouble but I hope wee have put a stop to its progresse. That is the people sending for the Virginians to come to their assistance The messenger that was sent to carry that newes I have caused him to returne by sending post after him. I cannot tell but that some others may be soe frighted that they may also send to Virg[a] soe have gotten Coll Digges and Coll Jowles to write to Coll Spencer to informe him of the truth of that is acted here desireing him to undeceave the people and use his assistance against such insurreccōns A Coppy of the Letter which was writt to Coll Spencer, Coll Digges will communicate to you when he comes downe which will if possible this night I am now desired to goe into Charles County along with Coll Jowles and M[r] Richard Smith and others and from thence to search the branches at the head of patuxen for Indians thereby to further satisfy the people that they may not have the least pretence and afterwards doe designe to goe over into Arrundall County there to satisfy all unquieted minds if possible and then returne to you by way of the Cliffes as for any further newes shall leave it to Coll Digges Have not further to add but wishing you all happiness from

S[r] Yo[r] humble serv[ts]

Henry Darnall.

Directed

To the hon[ble] William Ioseph Esq[re]

and the rest of the Hon[ble] Council. These.

Hon[rd] S[r]

Yours of this morning came to hand for which wee returne our hearty thanks and are glad to hear the great satisfacōn the people have received by the carefull proceedings of the Council and your presence together with the hon[ble] Coll Digges his arrivall amongst them and wee also approve your prudent

Liber B. P. R. O. resolutions to go with Coll Jowles M[r] Richard Smith and others to the head of the river and to other places for further satisfacō̄n and also are pleased with the care you have taken
p. 217 to Recall and put a stop to the Letter sent to call over the Virginians which if it had taken effect might have occassioned the Ruine and plunder of many the good people and Inhabitants of this province whose safety and Interests it shall be alwayes our Endeavours to preserve As to the severall notorious and apparently false Rumours diffused and spread among the people the designe whereof is obvious to all men of sense that the same were designedly given out as the Council have already remarked to affright and confuse and then to pillage and plunder the people Especially such as had anything to loose and wee have greate reason to beleive that the designe of the Virginians to come over was purely for love of the plunder their pretensions to the contrary notwithstanding which mischeife wee doubt not but youl endeavour to prevent together with the assistance of Coll Jowles and the rest of the good people adjacent to those parts to whome wee heartily desire to be remembred leaving the prudent ordering and setling of matters there to yo[r] wisdome wee conclude with our hearty service from the Council at Mattapany the 26[th] day of March 1689 at three in the afternoone

W. J.
N. S.
C. H.

Hon[ble] S[r]

The Enclosed papers yesterday came to our hands by an Expresse from Stafford County with Letters from Gentlemen principally concerned in the management of the affaires of the said County representing the feares the Inhabitants thereof are in from Intelligences they say have received from Indians belonging to your Governmt of Maryland which feares are encreased by the great number of Indians flocking from Maryland haveing for some time with some threats forced the liberty of hunting in Stafford County and finding the Informacō̄n have principall relacō̄n to some worthy Gentlemen of your province of Maryland Wee thought it our part to signify the same unto you and to request what you with the Council of the Province of Maryland will please soe farr to contribute to the peace and quiet of this his Ma[ties] Government of Virginia as forthwith to order the Indians of your province of Maryland now ranging in Stafford County to repaire to their respective Indian Townes and also please to command them not to pass over to the west and south side of potomack River and this request wee make to satisfy the present feares and

disquiets of the Inhabitants in which wee doubt not but youl hold yourselves equally concerned with us for the peace of the Governmt in these unsteady times as we shall always manifest ourselves for the peace of this and quiet and satisfacōn of yo^r^ Government of Maryland with greate truth please to believe from Liber B. P. R. O. p. 218

Hon^r^ S^r^
Yo^r^ most humble serv^t^
Nicho Spencer
Rich Lee
Isaac Allerton

Nouning March 22^d^ 1688/9

Directed
To the hon^ble^ William Joseph Esq^r^ president of the province of Maryland These

Hon^rd^ S^r^

Yo^rs^ signed by your hon^r^ and the hon^ble^ Coll Lee and Coll Allerton of the 22^nd^ instant directed to his hon^r^ the president with the severall Informacons came this day to hand for which doe returne our hearty thanks assuring your hon^r^ that it shall be alwayes our care to preserve and mainteyne an Admirable correspondence with that Government. As to the Informacōn of M^r^ Burr Harris Ralph Plott and John West bearing date the 16^th^ day of this month who say they are ready to take their oathes that they did hear the Indians declare those words as also those other relacōns of M^r^ Burr Harris and M^r^ Thomas Thomson bearing date the 19^th^ instant unto all which wee thought wee could not give yo^r^ hon^r^ a more satisfactory answer then by sending herewith the true Coppy of all passages and proceedings that have passed here upon the late noisy Indian afair In the first place your hon^r^ will find the Deposicōn of one John Atkey who sweares that he did hear Fyffe say that he did heare Sharpe say that he did heare the Easterne shoare Indians when they were drunke say that they were hired by Coll Darnall to fight against the English but being asked when they were sober they would not say any such thing unto which is annexed the Deposicōn of Fyffe as also of what Coll Jowles says he will sweare and next unto these your hon^r^ will find the coppy of a paper brought into this province from Virginia bearing date the 15^th^ instant which is earlier by a day than the first of the informacōn received from y^r^ Hon^r^ as aforesaid many Coppies whereof by the Industry of some where imediately dispersed among the people of this province which being seconded with Rumours of all shapes and Colours soe alarmed the people of Charles and Calvert Counties that many of them tooke Armes whereupon Coll Jowles Maj^r^ Beale and others dispatch't expresses to the Council giving us an Account of the said disturbances adding p. 219

Liber B. P. R. O. that 10000 Seneca Indians were said to be inforting at the head of patuxen River and the like whereupon it was ordered by the Council Imediately to send a sufficient supply of Armes and Amunicōn to the said Coll Jowles with assurance of further supplyes from time to time as occasion should require As by the enclosed Coppys of our Letters to the said Coll Jowles and Maj. Beale it doth and may appeare sayd Armes and Amunicōn being sent under the Conduct and care of his hon$^{r}$ Coll Digges And by the Council it was also ordered that Coll Darnall should goe himself in person to the said Coll Jowles and rest of the people in Armes to justify himself which he accordingly did with that success that upon his arrivall at Coll Jowles where were gathered about a hundred men in Armes exercising to whome he gave such satisfacion that they all parted satisfied every man to his owne home for that it plainly appeareth they were abused there being no such thing as any Indians at the head of the River nor anywhere else but that all was quiet and well But such was the buisie spirits of some ill designeing men that when there was noe such thing as any Indians landed at the mouth of the Patuxen River then it was reported that 9000 were landed at the mouth of Patuxen River and 900 more landed at Choptico who it was said had killed severall of the Inhabitants nameing perticularly such and such all which appearing to be sham by the people who were sayd to be killed appearing in person to the people then in Armes as also that of the 9000 and 900 Indians appearing to be false by the assurance of all the neighbourhood hath given that generall satisfacōn to the people that blesse God wee are all well and in perfect peace and quiet there being noe other feares now Remaining But the Comeing over of some Virginians occasion new Disturbances which wee humbly desire may be speedily prevented by the care of the hon$^{ble}$ the Governmt there and as to the calling home of the Indians wee shall take such Imediate Cource therein as wee doubt not will be satisfactory to that Governmt which with hearty service is what at present

Hon$^{rd}$ Sir
Y$^{r}$ Hon$^{rs}$ ever assured friends
and humble servts
W$^{m}$ Ioseph
Nich Sewall
Clement Hill

Mattapany 26 March
1689

p. 220 March 16$^{th}$ 1688/9

M$^{r}$ Burr Harris being sent by the Court to examine the Indians of some discourse that was raised the Indians doth declare that the King of Piscattaway hath hired the Seneca

Indians to kill all the Nangetico Indians by reason that they might have the better opportunity to kill the people of Virg[a] and further doth declare that Coll Darnall and Coll Pye and M[r] Boareman is all one the Senecas and did say God dam M[r] Boareman for he is all one the Indian And further did declare M[r] Boareman did crye to the Indians and say that the protestants would kill the papists first and then all the Indians and Coll Darnall and Coll Pye and M[r] Boareman did tell the Indians that they must make hast and kill the protestants before the shipping did come in for after the shipping came they will then kill the papists And then they would kill all the Indians. And further the Indian doth declare that the Eastern shoare Indians are hired for the same purpose. Liber B. P. R. O.

Wee the subscribers are ready to take our oathes that wee did heare the Indians declare these words the day above specified

Signed
Burr. B H: Harris
Ralph. R. Plott
John West

An accompt of a further Information given by Burr Harris as he returned from Examinacōn of the Indians

That on Saturday last he met with a boate goeing up the River that came lately from St Maries and after inquiry what newes in those parts they told him that Coll Pye was lately heard to say that he did hope before Easter day to wash his hands in the protestants blood and that if he had the prince of orange there he would thrust his sword up to the Beame in him And they did further informe the said Harris that there were two or three masters of shipps dayly looking out for Coll Pye to carry him on board shipp in order to transport him for England And further the said Harris declared that yesterday came over from pomonky with him an Indian called Chicarter a warr captaine that was goeing to Cap[t] Brents and told him Capt Brents had sent for him and further the said Indian told him that they did heare the Englishmen in England had cutt off their Kings head and that there were abundance of dutchmen comeing in a greate many men And that they should bring abundance of Matchcoats and other things with them p. 221

signed
Potomack Creeke 19 March 1688/9 Burr. B H; Harris.

Thomas Thompson was told by a greate man of an Indian that the Sachia Indians had hyred the Seneca Indians to come downe and kill the Virginians And that they had carryed

Liber B. P. R. O. packs with them for that purpose And that the greate men of Maryland had hyred them I am ready to take my oathe of the same here written

Thomas H. Thompson
his marke.

P. R. O. Colonial Papers. Whereas there has been lately many & great disturbances in this Province particularly in Calvert & Charles County where the people in several Places of these Counties had gathered themselves together in great parties to defend themselves as they were persuaded against a groundless and imaginary plott and designe contrived against them as was rumoured and suspected by the Roman Catholicks inviting the Indians to joyne with them in that detestable and wicked Conspiracy. Wee thought fitt for the better satisfaction of the good people of this Province and that the general peace and quiet thereof may be once again fully and completely setled, to publish and declare under our hand that wee have made an Exact scrutiny and Examinacōn into all circumstances of this pretended design, and have found it to be nothing but a slevelesse fear and imaginacōn fomented by the Artifice of some ill minded persons who are studious and ready to take all occasions of raising a disturbance for their own private and malitious interest and that by all probable conjectures, which shall be also more dilligently searched into wee doe find the original of all these mischiefs to arise from Stafford County in Virginia who have likewise stirred up some more, such like ill minded persons in our Government to continue the same concocōns amongst us and the rather wee are so persuaded and have just cause to believe because that notwithstanding the many and daily rumours of Indians come downe among us and inforted at the head of patussen, and also of another great body of them landed at Mattapany severall another party at Cove poynt on the Clifte another at Choptico and severall more at several other places of this western side of this Province Wee doe yet find all these reports are notorious false and evil wee can in noe place trace so much as the footing of any Indians nor heare any truth or certainty of any designes they have to disturb or molest the good people or peace of this Country, wherefore wee whose Names are here subscribed have thought convenient to signifie the premisses to the Magistrates officers & other the good people of this Country as having had the full Examinacōn of the whole matter with the hon$^{ble}$ the Dep$^{ty}$ Gov$^{r}$ & from whom also wee have had as much satisfaction as can be desired of their aversnesse to any such unworthy treacherous practise that soe as many others as shall think fit

may signify the same remonstrance for the ample satisfacōn of other parts of this Province. P. R. O. Colonial Papers.

Given under our hands this 27th day of March 1689.

| | |
|---|---|
| Hen. Jowles | William Dent |
| Richd Smith junr | John Bayne |
| Will: Barton | Ninian Bell |
| Hum: Warren | Thom: Holliday |
| John Courts | John Addison |
| Tho: Brooke | Wm Diggs |
| Tho: Taske | Kenelm Cheseldyn. |
| Tho: Greenfeld | |
| Tho: Gaul | |

Declaracōn or Remonstrance.
Recd from the Earl of Shrewsbury
31st Decer 1689.

At a Council held at St Iohns the second day of Aprill 1689 Liber B. P. R. O.

The honble { William Ioseph Esqr, Coll Henry Darnall, Coll William Digges, Majr Nicholas Sewall, Mr Clement Hill } present

Then was read a letter of his honr Coll Darnall writt from Mr Addison's house. Also a Lre from his honr Coll Pye with severall papers and certificates Enclosed. Then also was read and approved of the Coppy of an order when Coll Darnall had sent to Majr Beale to keepe Ranging. A Letter from Coll Spencer to Coll Digges with another from Gilbert Clarke to said Coll Digges and Coppies of Addison's and Courts Lres enclosed therein Read and a certeficate under the hands of Richard Johns George Lingan etc. All which Lres and other papers with the answer to Coll Pye's Lre follow successively. vizt

March the 28th 1689 from Mr Addison's at the Easterne branch 8 a clock in the morning

Honrd Sr

Yours yesterday received two hours within night at Mr Addison's in the Eastern branch of potomack from whome this morning I am designed to the freshes of Patuxen to setle things there and soe over the River into Anne Arundell and soe downe on that side along the Clifts home I have been already in Charles County and left them well satisfied and convinced of their Errors Not doubting but shall find them in

Liber B. P. R. O. Anne Arundell in same condition of setlement having taken cource to that purpose before I came from Coll Jowles I have likewise left Maj[r] Beale with Orders to Range till the provinciall Court all the woods between Patuxon and Potomack
p. 222 and to have an Eye to the Virginians and their motions because wee heare they have the like disturbances also in Stafford County over against us which orders I hope will be approved of by you soe that I doubt not but in a very short time all will be quiet and nothing left to doe but to take imaginary care to keep them soe for which my utmost endeavours shall never be wanting I thanke your hon[r] for the good newes imparted to me and I doe heartily rejoyce at the safety of his Ma[ty] whose happy restoration without bloodshed I most earnestly wish and shall dayly pray for soe wishing your hon[r] all health and happiness. I rest

To the hon[ble] Will Joseph Esq[r] Your hon[rs] most humble servt
& the rest of the hon[ble] Council these Henry Darnall.
Hast post hast

March 28[th] 1689

May it please y[r] hon[rs]

These are to advise you that upon the receipt of a most maliciously seditious paper sent from Virginia on purpose to put the whole Country in an uproar by alarming it with groundles feares and Jealousies of treachery from Coll Darnall Maj[r] Boarman and my self in order to the hyring of the Seneca Indians to kill the protestants I appoynted most of the Iustices and cheif men of this county with many others out of St Maries County to meet the Emperor of our Indians with all his great men at my house yesterday being Wednesday in order to dispossess the whole country (by the Testimony of the abovesaid persons) of the beliefe of soe dangerous and incredible report But the Emperour with his greate men thro some mistake of the appoynted day not appearing I had noe opportunity till this morning to cleare that poynt (which I hope by one of the Enclosed will appeare to be done effectually) yet by the presence of the said Iustices and Gents I had the happy advantage of procureing the other Enclosed certificate which as it has given abundance of satisfac$\bar{o}$n here soe the Coppies of the same yesterday sent to Calvert and Anne Arundell County I hope has found the like effects there and in regard the effect can never cease without the cause being taken away I have sent this day two of the said Certificates under the said persons owne hands to that part of Virg[a] where that monstrous brood of a Report was first hatcht which said Report has not onely made the people Enfort themselves in Stafford County but all over that Collony From the bordering

part of which wee doe dayly here the beating of drums and vollyes of shott and are certainly informed That they are all in Armes and designe over here, soe that though (thanks be to God our distracted people begin to Recover their sences Yet they continueing out of theirs wee have reason to feare endeavour by all meanes possible to prevent But must desire your Speedy Advice whether it may not be proper for me to have a company or two of my Regiment and Capt Brand his troops in a readinesse that wee may be upon our guard and be capable of securing these frontier parts from plunder if faire words (which shall be first used will not prevail with them to returne home peacebly they having first been throughly informed of the unparrelled falsity of the said Rumours I have noe more at present to offer but onely the tender of my humble respects to your hon^r^ and to assure you that when occasion serves noe body shall be more forward to demonstrate their fidelity to my Lord and the Governmt then

Liber B. P. R. O. p. 223

Yo^r^ hon^r^ most humble and
most obedient Servt
Edward Pye.

Pray advise me whether my stay in this County at this juncture may not be necessary and consequently my absense from the provinciall to be dispenst with all I must beg you to send me per the bearer 3 or 4^ll^ of pistoll powder I haveing none but one barrell of common powder unfit for use.

March 30 1689

My Lre being deteyned by mistake just now I am forced to open it to let you know that Maj^r^ Beale is arrived with a party of horse from Rangeing downe the Coast of this side of Potomack and does declare he saw noe foote of any Seneca Indian And that he appeased severall litle uproars occasioned by Idle reports of a mans beating his boy for lettin his cow be swampt etc And that he sent M^r^ Brightwell to Virg^a^ who seeing noe Christian soul in those parts they being fled to their forts He satisfied the Capt of the ship that lyes there of the falsity of all reports and prevailed with M^r^ Hinson and his wife to returne out of Virg^a^

The Maj^r^ designes now home and soe up the Easterne branch To the hon^ble^ the Deputy Leiu^ts^
with care and speed for my Lord and countrys service

Hon^r^ S^r^

Yours of the 28^th^ instant came acceptably this moment to our hands together with the certificates there inclosed for all which are thankfull and for answer doe acquaint your hon^r^ that

p. 224

Liber B. P. R. O. such has been the dilligence of this Governm^t as that (blessed be God) wee are assured of a perfect and tranquillity as well within ourselves as with the Virginians And that all Rumours of feares are appeased There remaines now noe vexation on the Virginia side But the heat and Resentment they have against some Idle persons of this province who they say put them unto these senseless consternations Wherefore our desire is that your hon^r move not further in this affaire but let things rest as they are Except something new does offer And upon such occasion please to give us Imediate advice as to the Shirt thats deteyned by Chew wee desire that Cap^t Smallwood may satisfy the Indians that Iustice shall be done them and that what goods of theirs are destroyed by the English they the said Indians behaveing themselves peaceably shall be restored As to your hon^r comeing to the provinciall Court wee referr it to your hon^rs Company which with our sevice to your hon^r & Lady is what offers from the Council at St Johns the 31^st March 1689

W^m Joseph
W^m Digges
Clement Hill

Complaint this day to witt the 28^th March 1689 hath beene made to us by the Emperour of Piscattaway and the greate men, That one of his greate men named Ohoniah was deteyned by Richard Brightwell of Patuxen upon pretence that the sd Indian was confederate with the Seneca Indians to kill the protestants and that thereupon he made his escape leaving his shirt which he is afraid to goe and demand of the said Brightwell and that M^r Samuell Chew should take the gunns and Tommahawks from two of his Indians the 24^th of this instant march the Indians being named warwhamuch Hamuwenzin and Zasepoth and two Indian women being in Company and still the said Chew the said Indians should deteyne and their Armes upon pretence that the Seneca's and Dutch were coming down to St. Maries Witness our hands the day and yeare first above written

Edward Pye — Henry Hawkins — George Plater
William Barton — James Smallwood — James Ellis

Wee whose names are hereunto subscribed doe by these presents declare that whereas severall reports have of late been
p. 225 raised by M^r Burr Harris of Virg^a and severall evill disposed persons to this Governmt that the hon^ble Coll Henry Darnall Coll Edward Pye and Maj^r William Boareman should hire the Indians to kill the Protestants And that Maj^r Boareman should cry to the Indians and tell them that the English would first of all kill the papist and then would kill all the Indians And that Coll Henry Darnall Coll Edward Pye and Maj Boareman did

tell the Indians that they must make haste and kill the protestants before the shipps come in To appease therefore those differences that these Reports may raise wee doe declare that wee went in Company with Coll Pye to Zachiah fort to the intent to search the original of these reports and the Emperor having thereupon called his greate men together the Emperour and the great men did in the hearing of us declare that Coll Darnall Coll Pye and Majr Boareman had never any Conference with the Indians of or concerning the discourse aforementioned And that the Emperour and the greate men should say that the Indian named Wawoostough that is reported should speak these words to Mr Burr Harris is a runnaway from them and an Idle person In Testimony whereof wee have hereunto set our hands the 28th day of March An Dni. 1689 Liber B. P. R. O.

| | | |
|---|---|---|
| Wm Barton | James Smallwood | George Plater |
| Henry Hawkins | John Hawkins | James Ellis |

Portobacco March the 27th 1689.

Whereas severall reports hath of late beene raised by some persons against the quiet and peaceable Governmt of this province and especially against the honble Edward Pye that the said Coll Edward Pye should absent himselfe from his house for these three weekes last past in order to procure Indians to molest and trouble the good people of this province and that the said Coll Edward Pye should for that end and intent send away the County Armes. To appease therefore these jealosies amongst us and to prevent such disturbances as these reports may raise wee whose names are hereunto subscribed doe declare that by our certain knowledge the said Coll Edward Pye hath not for these three weekes last past absented himself for above three dayes in the said time afore mentioned from his house at portobacco and that for that time some of us who are subscribers were present with the said Coll Edward Pye (his affaires causing his absence from his owne house) And that yesterday he was and this day is actually present here p. 226 And that the County Armes delivered to him are now at his house In witnes whereof wee have hereunto set our hands the 27th day of March afore mentioned

Ignatius Causin
Wm Barton
Henry Hawkins
John Courts
} Comr for Charles Co:

Wm Barret Mercht
Thomas Toffe
James Smalwood
Robert Synocke

Liber B. P. R. O. The above mentioned is a true Coppy of a paper sent to Patuxen the abovesaid day p: Mr Iames Biggers
p Mr Edward Pye.

You are hereby commanded to keep ten or twelve men in Armes to Range the woods betweene patuxen and patomack till the provintiall Court be over or till further order from the Council and upon any discovery of Indians appearing in Hostile manner to give speedy notice thereof to the Council And likewise to have a Deligent Eye upon the motions of the Virginians and if they should attempt a landing on this side to use your Endeavour to prevent their Attempts And signify the same to the Council with all speed For all wch doeing this shall be your warrant Given under my hand and seale this 28th day of March 1689:
To Majr Ninian Beale

Hon^rd Sir

I am to acknowledge the favour of yours and Coll Jowles Letter which I received by the hands of Mr Clarke and indeed it is of that moment that it speaks peace and quiet to the disturbed minds of our Inhabitants violently carried into ruinous Imaginacōns partly moved by their owne inclinations and incouraged thereunto by the inconsiderate and over hasty intelligence of some of your province And that you may be knowing that I speak not this by guess Mr Clarke has taken coppies of two letters of two Gentlemen of Charles County which when you have read you will conclude them (as I doe) to be of that consequence as to move moderate and considerate persons And therefore of power sufficient and violently to stirr up the rash and heady mobile But I thank God I have now a fair sight of order from confusion For (even now by a post come from Stafford I have received Intelligence that the feares and Jealousies of the people there is much
p. 227 abated, And as you have with all prudence mannaged and governed the uneasie minds of your people soe wee have not been wanting here to give them the best satisfacōn wee could and to take off the Clamours against Capt Brent and to justify his innocency wee ordered his house to be searched for Armes and Amunicōn and directed him to take up his being at Coll Fitzhughes where the people might be assured he could not converse with any designing any ill against the Inhabitants wee have also the last weeke ordered some people to be ranging for the security of the Inhabitants And as wee have not bin wanting in our care for the preservation of the peace and quiet of this Country soe wee shall be as watchfull in the

relacõn to the good of Maryland which please assuredly to believe from S[r] Y[r] most assured
To the hon[ble] Coll William Digges humble servt.
Secretary of the Province of Nicho: Spencer
Maryland.

Liber B. P. R. O.

M[r] John West

S[r] Just now came M[r] Holliday and severall other Gents and it is certaine that there is nine thousand French and Senecoes at Cap[t] Bournes upon the Clifts in Anne Arundell And desired you and all others Christian peoples assistance Therefore pray faile not to send downe with that speed you can to your greate men below to send help for Capt Bourne and all his family cut off It is my advice if they to make what way they cann to meete at M[r] Greenfields on patuxen side where you will find further advice which is all being in hast from

Your freind
March 25[th] 1689 John Addison

Capt Lawrence Washington

On the twentieth of this instant I was informed by one Henry Norris that Maj[r] Bell liveing at the head of Patuxen River above thirty miles above him had discovered a fort of foreigne Indians being in number as he could guesse ten thousand and this Instant I was informed by William Newman and I saw the said Newman have from under on M[r] Hutchinsons hand there was landed on the west of the mouth of Patuxen River about Nine thousand Indians that the above said persons did informe me and likewise that they had killd one Capt Bourne and severall others This being from
Given by me the Subscriber this Y[r] servt John Courts
26[th] of March 1689 and in the 23[d] houre of the day.

May it please y[r] hon[r] p. 228

Your letter came to my hand on Wednesday night last late but so soone as I understood upon what accompt it was I got boate and hands and went over in the night Yesterday Coll Spencer Coll Lee and Coll Allerton sate in Council for the Virginians were actually in Armes horse and foote They had a greate deale reason of feare when they were sent such Letters as the Enclosed Coppies which I tooke from the originals sent to Coll Spencer M[r] Iustass Courts left his house and Run to Virginy But it is my opinion if old Henley had left it on such frivolous occasions our Iustass had not bin Master of a house The Virginy Gentlemen are mightily disturbed at them for their sillynesse in comeing and writing to Virg[a] after

Liber B. P. R. O. that nature without better assurances For the Stafford men were wholly intent to kill robb and burne what Capt Brent had Whereupon Coll Spencer and the other two Gentlemen Coll Lee and Allerton sent to Capt Brent to goe to M^r^ Fitzhughes or Capt Masons and now Capt Brent is at Capt Fitzhughes his house hath beene searched for Armes etc And the report made to Coll Spencer is he hath not sufficiently neccessary for his owne defence Coll Lee presents his service to your hon^r^ tomorrow I goe to Virg^a^ aboard deare Yoyes ship to see if I can buy a ditto Not else from

March 29^th^ 1689 Y^r^ hon^r^ humble servt

M^r^ Courts not being here I cannot tell the houre of the day Gilb^t^ Clarke

To the Hon^ble^ Coll W^m^ Digges
at his house at St Maries
hast post hast.

From the Cliffs

These are to certify all persons whatsoever that the late feares and disturbances raised concerning nine thousand Indians French and papists landed at the mouth of patuxen is utterly false and was onely a wicked report raised as wee are well satisfied by some evil minded persons onely to make dissention in this province And this wee can assure that within all this province and the heads of all Rivers where dilligent search hath been made for Indians there is none to be found more than some of our owne neighbour Indians in their peaceable manner and wee doe further assure you that the Inhabitants of these Counties on the westerne shoare are very well satisfied that there was nor is noe designe of any plott Contrivance or Conspiracy by any now in Authority against any Inhabitants of this Province.

p. 229 But the Inhabitants in those parts are now greatly concerned and are in pursuite to find out the wicked and Malicious authors of this greate and causelesse feare and disturbance that hath lately happened among us and wee also hope that the authors may and will be found out to receave a Iust reward for the great trouble and disturbance they have caused among us Subscribed by us this last day of March 1689

Richard Iohns George Royston
Geo: Lingan Francis Freeman
Mord: More Francis Malden
Edward Talbot

At a Council held at the City of St Maries
The 3rd day of Aprill Anno 1689 Liber B. P. R. O.

The honble { William Joseph Esqr, Coll Henry Darnall, Coll William Digges, Clement Hill Esqr } present

Came before this board Mr Francis Ienkins Sher: and Mr Thomas Iones Commisioner of Sumerset County and made Complaint That by the default and absence of their Clerke the County Levy and other the Counties buisines had bin retarded and delayed for want of Courts being of late held.

Ordered that an Instrument be drawne for the setling all matters in the said County which follows vizt

To the Comissioners for the peace and tryall of causes of Sumerset County Court and to all others to whome those presents shall come Greeting Whereas it is complained to his Lordsps Council that there has bin noe tryalls either for Criminalls or betweene any other person or persons in the County Court of Sumerset County since the last november Court then and there held by reason in some part of the absence of the Clerk of the same County Court and some disputes have happened whether the former comissions by which the Iustices of the said court did formerly sit were fallen or not Wee doe therefore for quieting and setling of all matters and for the Laying of the County Levy for the last yeare which is not yet layd and the bringing to tryall of all matters and causes Declare publish and order That the County Levy be layd the last Tuesday of this present month of Aprill and that all causes whatsoever come to tryall in Iune Court doe as if the said had bin Legally adjourned both in Ianuary p. 230 and March Courts last past and to sit by and according to their last Comissions to which the Comissioners have beene legally sworne without takeing any notice of a later Comission to which they have not bin sworne and which is hereby superseded And the former ordered to be in full force and vertue And it is hereby ordered that the sheriffe of the said County of sumerset forthwith make publick proclamacon hereof in the most publick places of the said County That all persons may take notice of the same Given dated the 9th Aprill 1689

The said Mr Francis Ienkins also made complaint against Mr William Aylward the said Clerke of Sumerset County aforesaid he haveing power to Grant Warrants in that County for the laying out of lands That he had taken of severall persons Extraordinary fees for such warrants

Liber B. P. R. O. Ordered by this board that noe warrants for lands for the future issue out of Sumerset County or any other County of the province But that all persons repaire to the office of St Maries for the same and there give caution for the same to his Lordsp the Lord Prop$^{ry}$ The aforesaid M$^{r}$ Francis Ienkins acquainted this board that powder and ball is much wanted they haveing litle or none in their County

Thereupon

Ordered that there be some powder and ball delivered at Mattapany by his hon$^{r}$ Coll Darnall to Capt William Whittington when he shall call for the same.

[An imperfect index follows, and then this colophon.]

September the 8$^{th}$ 1686 Reced of the Hon$^{ble}$
Coll Will$^{m}$ Digges these Records belonging
to the Council as foll' viz$^{t}$
HH Counsell Booke Anno 1656
II Counsell Booke Anno 1669 70
RR & RRR Counsell Book 1671 and 1683
CB Counsell Booke of Lands 1679
A Counsell Booke Anno 1677
CB Counsell Booke Anno 1683
B State Counsell Booke (viz: this Booke)
anno 1686
the above as aforesaid Reced
p Jam. Heath
Cl Consil

# RECORDS
# AND OTHER DOCUMENTS

## ILLUSTRATING THE HISTORY OF MARYLAND
## IN THE YEARS 1689–90.

The Earle of Shrewsbury's letter to my Lord Baltemore. P. R. O. Col. Entry Book, Vol. 52, p. 115

Whitehall the 15th of Aprill 1689.

My Lord,

I am by his Majesty's Commands to acquaint your Lordship that his Majesty being sensible of the great and frequent injuries his subjects dayly receive from the French in apparent violation of the Treaties between the Two Crowns and particularly by the assistance that King has lately given and continues to give his enemies in Ireland and by the invading his Majesty's Territories in America and disturbing the Trade of his Majesty's subjects in those parts for severall years last past, his Majesty has therefore directed all necessary Preparations to be made for a speedy war with the French King, which has occassioned the giving you this early notice of it that you may with all possible diligence take effectual care for the opposing and resisting any attempt of the French upon his Majesty's Province of Maryland and that you take care that all Ships coming from thence do not Saile hereafter otherwise than in Fleets and you are also to assure his Masjesty's subjects in that Province of his Majesty's Protection by sending forthwith a considerable squadron of ships into the West Indies and other succours that shall be requisit not only for securing his Majesty's Plantations in America but obliging the French to make reparation for the many unjust & violent proceedings & attempts against his Majesty's subjects in those parts.

I am etc. Shrewsbury

The Earle of Shrewsbury's letter inclosing another to the Lord Baltemore touching a war with France. p. 116

Whitehall 19 April 1689.

My Lord,

Inclosed you will receive a letter written by his Majesty's Order to give your Lordship notice of a war his Majesty is declaring against France to which I refer you and have only further to add that you take care that the hired Ship that brings this Packett be dispatcht with all speed to Carolina, which direction I am ordered to give your Lordship least the

P. R. O. Col. Entry Book, Vol. 52. Master of the vessell should otherwise pretend cause of delay whereby his Majesty's service might be very much prejudiced. I am etc

Shrewsbury

p. 117 Memoranda, The 26th Aprill 1689.

Their Lordships taking into consideration the Present State of the Plantations with Relation to the War with France, among other things to be Represented to his Majesty agree to move his Majesty that as Maryland Pensilvania and Carolina are Proprieties of Great extent in America which do not hold themselves subject to his imediate Government nor render any account to his Majesty of their proceedings his Majesty would please in this conjuncture to give such directions as may better secure their Majesty's interest in those parts and putt them into a condition of defence against the enemy.

Upon which Representation his Majesty in Councill the 2nd of Aprill 1689 was pleased to order their Lordships to propose to his Majesty what may be fitt to be done for securing their Majesty's interest in the severall proprieties in America

Whereupon their Lordships by their Report of the 16th of May 1689 among other things Represented to his Majesty as follows

May it please your Majesty

We have furthered considered the present condition of Maryland, Penselvania and Carolina, as they are Provinces of great extent and importance to the Crown, but as they have been formerly granted by your Majesty's Predecessors to severall persons in absolute propriety by which Title they claime a right of Government. Wee humbly conceive their present circumstances and relation they stand in to the Government of England to be a matter worthy the consideration of the Parliament for the bringing of those proprietys and dominions under a nearer dependance on the Crown

All which is most humbly submitted.

p. 119 On the 25th of May 1689 their Lordships agree further to move his Majesty as follows

Memd

The Right Honorable the Lords of the Committee for Trade and Plantations desire my Lord President humbly to propose to his Majesty that his pleasure be signified to some of his Majesty's Privy Councill who are members of the House of Commons that they move the House to take into their consid-

eration the present state and Government of Maryland under the Lord Baltemore and the relation that Province stands in to the Government of England in Order to bring the same under such a dependance on the Crown as is necessary in the present conjuncture. P. R. O. Col. Entry Book, Vol. 52.

The Declaration
Of the reason and motive for the presᵗ appearing in arms of His Majᵗʸˢ Protestant Subjects in the Province of Maryland. P. R. O. Colonial Papers.

Although the nature and state of Affairs relating to the government of this Province is so well and notoriously known to all persons any way concerned in the same, as to the people Inhabitants here, who are more imediately interested, as might excuse any declaracōn or apologie for this presᵉⁿᵗ inevitable appearance; Yet forasmuch as (by the plotte contrivances insinuacōns remonstrances and subscriptions carryed on, suggested, extorted and obtained, by the Lord Baltemore, his Deputys Representatives and officers here) the injustice and tyranny under which we groan, is palliated and most if not all the particulars of our grievances shrowded from the eyes of observacōn and the hand of redress, Wee thought fitt for general satisfaccōn, and particularly to undeceive those that may have a sinister account of our proceedings to publish this Declaracōn of the reasons and motives inducing us thereunto. His Lordships right and title to the Government is by virtue of a Charter to his father Cecilius from King Charles the first of blessed memory how his present Lordship has managed the power and authority given and granted in the same wee could mourn and lament onely in silence, would our duty to God, our allegiance to his Vicegerent, and the care & welfare of ourselves and posterity permit us.

In the first place in the said Charter is a reservation of the fayth and allegiance due to the Crown of England (the Province and Inhabitants being imediately subject thereunto) but how little that is manifested is too obvious, to all unbyasted persons that ever had anything to do here the very name and owning of that Sovereign power is some times crime enough to incurr the frownes of our superiors and to render our persons obnoxious and suspected to be ill-affected to the government The ill usage of and affronts to the Kings Officers belonging to the customes here, were a sufficient argument of this. Wee need but instance the busines of Mʳ Badcock and Mʳ Rousby, of whom the former was terribly detained by his Lordshipp from going home to make his just complaints in England upon which he was soon taken sick, and t'was more then probably

P. R. O. Colonial Papers.

conjectur'd that the conceit of his confinement was the chief cause of his death which soon after happened. The latter was barbarously murthered upon the execucōn of his office by one that was an Irish papist and our Cheif Governor.

Allegiance here by those persons under whom wee suffer is little talked of, other then what they would have done and sworn to, to his Lordship the Lord Proprietary, for it was very lately owned by the President himselfe, openly enough in the Upper House of Assembly, that fidelity to his Lordshipp was allegiance and that the denying of the One was the same thing with the refusall or denyall of the other. In that very Oath of Fidelity, that was then imposed under the penalty of banishment there is not so much as the least word or intimation of any duty, fayth or allegiance to be reserved to our Sovereign Lord the King of England.

How the jus regale is improved here, and made the prorogative of his Lordshipp, is so sensibly felt by us all in that absolute authority exercised over us, and by the greatest part of the Inhabitants in the service of their persons, forfeiture and loss of their goods, chatteles, freeholdes and inheritances.

In the next place Churches and Chappels, which by the said Charter should be built and consecrated according to the Ecclesiastical lawes of the Kingdom of England, to our greate regrett and discouragement of our religion, are erected and converted to the use of popish Idolatary and superstition, Jesuits and seminarie preists are the only incumbents; (for which there is a supply provided by sending our popish youth to be educated at S$^{t}$ Omers) as also the Chief Advisers and Councellors in affaires of Government, and the richest and most fertile land sett apart for their use and maintenance, while other lands that are piously intended, and given for the maintenance of the Protestant Ministry, become escheats, and are taken as forfeit, the ministers themselves discouraged, and noe care taken for their subsistance.

The power to enact Laws is another branch of his Lordshipp's authority, but how well that has been executed and circumstances is too notorious. His present Lordshipp, upon the death of his father, in order thereunto, sent out writts for four (as was over the usage) for each County to serve as Representatives of the people, but when elected there were two of each respective four pickt out and sumoned to that convencōn, whereby many Laws were made, and the greatest leavy yet known layd upon the Inhabitants. The next Session the house was filled up, with the remaining two that was left out of the former in which there were many and the best of our Laws enacted to the great benefit and satisfacōn of the people but his Lordship soon after dissolved and declared the

best of these Laws, such as he thought fit, null and voyd by Proclamacōn: Notwithstanding they were assented to in his Lordshipps name, by the Governor in his absence, and he himselfe some time personally acted and governed by the same, soe that the question in our Courts of Judicature, in any point that relates to many of our Laws, is not so much the relacōn it has to the said Laws, but whether the Laws themselves be agreable to the pleasure and approbacōn of his Lordshipp. Whereby our liberty and property is become uncertain and under the arbitary disposition of the Judge and Commissioners of our Courts of Justice. P. R. O. Colonial Papers.

The said Assembly being some time after dissolved by proclamacōn another was elected and mett consisting only of two members for each County, directly opposite to an Act of Assembly for four (in which severall laws with his Lordships personal assent were enacted, among the which one for the Encouragement of Trade and erecting of Towns, but the Execucōn of that Act was soon after by Proclamacōn from his Lordshipp out of England suspended the last year, and all officers Military and Civil severely prohibited executing and inflicting the penaltys of the same. Notwithstanding which suspension being in effect a dissolution and abrogateing of the whole Act, the income of three pence per hoggshead to the government (by the said Act payable for every hogshead of tobacco exported is carefully exacted & collected. How fatall and of what pernicious consequence that unlimited and arbitary pretended authority may be to the Inhabitants, is too apparent, but by considering that by the same reason all the use of the laws whereby our liberties and properties subsiste are subject to the same arbitary disposition, and if timely remedy be not had must stand or fall according to his Lordshipps good will and pleasure.

Nor is this nullyfyeing and suspending power the only grievance that doth perplex and burthen us in relacōn to Laws, but these laws that are of a certain and unquestioned acceptacōn are executed and countenanced, as they are more or less agreable to the good liking of our Gov$^{r}$ in particular, one very good lawe provides that orphan children should be disposed of to persons of the same religion with that of their dead parents. In direct opposition to which several children of protestants have been committed to the tutlage of papists, and brought up in the Romish Superstition. Wee could instance in a young woman that has been lately forced by order of Council from her husband committed to the custody of a papist, and brought up in his religion.

T'is endless to enumerate the particulars of this nature, while on the contrary those laws that enhance the grandeur

P. R. O. Colonial Papers.

and income of his said Lordshipp are severely imposed and executed especially one that is against all sense, equity, reason and law punishes all speeches, practices and attempts relating to his Lordship and Government that shall be thought mutinous and seditious by the Judge of the provincial Court, with either whipping, branding, boreing through the Tongue, fines, imprisonments, banishment or death, all or either of the said punishments at the discretion of the said Judges, who have given a very recent and remarkable proof of their authority in each particular punishment aforesaid, upon several the good people of this Province, while the rest are in the same danger to have their words and acōns lyable to the construction & punishment of the said Judges, and their lives and fortunes to the mercy of their arbitary fancies, opinions and sentences.

To these Grievances are added

Excessive Officers Fees, and that too under Execucōn directly against the Law made & provided to redress the same, wherein there is no probability of a legall remedy, the Officers themselves that are partys and culpable being Judges. The like Fee being imposed upon and extorted from Masters and Owners of Vessels trading into this Province, without any Law to justifie the same, and directly against the plaine words of the said Charter that say there shall be no imposition or assessment without the consent of the Freemen in the Assembly to the great obstruccōn of trade and prejudice of the Inhabitants.

The like excessive Fees imposed upon and extorted from the owners of Vessels that are built here or do really belong to the Inhabitants contrary to an Act of Assembly made and provided for the same, wherein moderate and reasonable Fees are ascertained for the promoting and incouragement of Shipping and navigation amongst ourselves.

The frequent pressing of men, horses, boats, provisions and other necessarys in time of peace and often to gratifie private designs and occations, to the great burthen and regrett of the Inhabitants contrary to Law and several Acts of Assembly in that case made and provided.

The seirvice and apprehending of Protestants in their houses with armed force consisting of Pap$^{sts}$ and that in time of peace, thence hurrying them away to Prisons without Warrant or cause of comittment these kept and confined with popish guards a long time without tryall.

Not only private but publick outrages, & murthers committed and done by papists upon Protestants without redress, but rather conived at and tolerated by the cheif in authority, and indeed it were in vain to desire or expect any help or other measures from them being papists and guided by the

Councills and instigacōn of the Jesuits, either in these or any other grievances or oppresions, and yet these are the men that are our Cheif Judges at the Comon Law in Chancery of the Probat of Wills and the Affairs of Administration in the Upper House of Assembly, and Cheif military Officers and Commanders of our forces, being still the same individuall persons, in all these particular qualifications & places. P. R. O. Colonial Papers.

These and many more even infinit pressures and Calamitys, wee have hitherto layne with patience under and submitted to, hoping that the same hand of providence that hath sustained us under them would at length in due time release us. And now at length for as much as it hath pleased Almighty God, by meanes of the great prudence and conduct of the best of Princes our most gracious King William to putt a check to that great inudation of Slavery and Popery, that had like to overwhelm their Majestys Protestant Subjects in all their Territorys and Dominions (of which none have suffered more or are in greater danger than ourselves) Wee hoped and expected in our particular Stations and qualifications, a proportionable shew in soe great a blessing.

But our greatest grief and consternation, upon the first news of the great overture and happy change in England, wee found ourselves surrounded with strong and violent endeavours from our Governors here (being the Lord Baltemores Deputys and Representatives) to defeat us of the same.

Wee still find all the meanes used by these very persons and their Agents, Jesuits, Priests, and lay papists that are of malice can suggest to devise the obedience and loyalty of the inhabitants from their most sacred Majestys to that height of impudence that solemn masses and prayers are used (as we have very good informacōn) in their Chappells and Oratorys for the prosperous success of the popish forces in Ireland, and the French designs against England, whereby they would involve us, in the same crime of disloyalty with themselves and render us obnoxious to the insupportable displeasure of their Majesties.

Wee every where have not only publick protestations against their Majesties rights and possessions of the Crown of England, but their most illustrious persons vilefied and aspected with the worst and most trayterous expressions of obloquie and detraction.

Wee are every day threatened with the loss of our lives, libertys and Estates of which wee have great reason to think ourselves in eminent danger by the practises and machinacōns that are on foot to betray us to the French, Northern and other Indians of which some have been dealt withall, and others invited to assist in our distruccōn, well remembering the

P. R. O. Colonial Papers.

incursion and invade of the said Northern Indians in the year 1681, who were conducted into the heart of this Province by French Jesuits, and lay sore upon us while the Representatives of the Country, then in the Assembly were severely prest upon by our superiours to yield them an unlimited and tyrannicall power in the Affairs of the Militia As so great a piece of villany cannot be the result but of the worst of principles, soe wee should with the greatest difficulty believe it to be true if undeniable evidence and circumstances did not convince Us.

Together with the promises we have with all due thinking and deliberacõn considered the endeavours that are making to disunite us among ourselves, to make and inflame differences in our neighbour Collony of Virginia, from whose friendshipp, vicinity great loyalty and samenes of Religion wee may expect assistance in our greatest necessity. Wee have considered that all the other branches of their Majesty's Dominions in this part of the world (as well as wee could be informed) have done their duty in proclaiming and asserting their undoubted right in these & all other their Majesties Territoryes & Countys.

But above all with due and mature deliberacõn wee have reflected upon that vast gratitude and duty incumbent likewise upon us, to our Sovereign Lord and Lady the King and Queene's most Excellent Majesty's in which as it would not be safe for us, soe it will not suffer us to be silent in soe great and general a Jubilee, withall considering and looking upon ourselves, discharged, dissolved and free from all manner of duty, obligacõn or fidelity to the Deputy Gov$^{r}$ or Chief Magistrate here as such they having departed from their Allegiance (upon which alone our said duty and fidelity to them depends) and by their Complices and Agents aforesaid endeavoured the destruccõn of our religion, lives, libertys, and propertys all which they are bound to protect.

These are the reasons, motives and considerraccõns which wee doe declare have induced us to take up Arms to preserve, vindicate and assert the sovereign Dominion and right of King William and Queen Mary to this Province; to defend the Protest$^{t}$ Religion among us, and to protect and chelter the Inhabitants from all manner of violence, oppression and destruccõn, that is plotted and designed against them, the which wee doe solemnly declare and protest wee have noe designes or intentions whatsoever.

For the more effectual Accomplishment of which, wee will take due care that a full and free Assembly be called and conven'd with all possible expedicõn by whom we may likewise have our condicõn circumstances, and our most dutyfull addresses represented and tendered to their Majesties, from

whose great wisdom, justice and special care of the protestant religion wee may reasonably and comfortably hope to be delivered from our present calamity and for the future be secured under a just and legall Administracōn from being ever more subjected to the yoke of arbitrary government of tyranny and popery. P. R. O. Colonial Papers.

In the of wee will take care, and doe promise that no person now in armes with us, or that shall come to assist us shall committ any outrage or doe any violence to any person whatsoever that shall be found peaceable and quiet and not oppose us in our said just and necessary designes, and that there shall be a just and due satisfaccōn made for provisions and other necessarys had and received from the Inhabitants and the souldiers punctually and duely payed in such wayes and methodes as have been formerly accustomed or by Law ought to bee.

And wee doe lastly invite and require all manner of persons whatsoever residing or Inhabiting in this Province, as they tender their Allegiance, the Protestant Religion, their Lives, fortunes and Families, to ayd and assist us in this our undertaking.

Given under our hands, Maryland the 25th day of July in the first year of their Majesties Reign Anno Dom: 1689.

John Coode
Hen. Jowles
Jno Cambell
Hum: Warren
Kenelm Cheseldyn
Wm Purling
Wla Blackiston
Ricd Clouds.

Declaration of the Inhabitants
of Maryland.
Read. 22. Novr 90.

Articles of Surrender.

Gentlemen,

Wee have sent you our sumōns and have received an Answer which desires a parly and personal Treaty between us & some of you, for Answer wee doe again demand as in the sumons sent.

2ndly That noe papist in this Province being in any Office Military or Civil as by their Majesties Proclamacōn and the Laws of England.

3rdly And we doe promise and grant you the Gentmn and Soldiers now in arms in the garrison, may returne to their respective homes or Dwellings in order to which we doe

P. R. O. Colonial Papers.

assure you and them safe conduct protection and security for you and their persons and Attendance.

4thly And that we will protect you and them in the free and full enjoyment of yours & theirs just rights and priviledges equall with the rest of their Majesties Subjects according to the Laws of England and this Province.

5thly These are our absolute Resolutions, Concessions and Demands to which we desire your imediate complyance being utterly resolved against any personal treaty about the promises. Given under our hand this first day of Augt 1689.

John Coode
Henry Jowles
Kenelm Chizeldine
John Kurling
John Cambell.
Ninian Bell
Humphrey Warren.

Their Answer.

Gentlm

Wee doe accept of your Articles now sent and accordingly are ready to surrender the Garrisons. Dated the 1st August 1689.

Deputy Governers then present.
- Wm Joseph.
- Henry Darnell
- Nicholas Sewell
- Edward Pye
- Clement Hill.

Vera Copia.
Articles of Surrender.

To the high and mighty the most illustrious Prince Willm & Mary by the Grace of God of England, Scotland, France and Ireland King & Queen Defender of the Faith etc.

The humble Address of your Majtys most loyal Protestant Subjects Inhabitants of the Province of Maryland.

Dread Sovers

As (according to our bounden duty, and the Example of the rest of our fellow Subjects in other parts of your Dominion) wee desire most humbly and heartily to congratulate the happy success of your Majesties arms taken up in the defence and restitution not only of the Protestant Religion in general, but also in particular of the ancient Laws, liberties, and priviledges

of our native Country & Kingdom of England to its ancient Lustes, purity and splendor, justly intituling you unto, & placing on your Royal heads the Imperial Crown of the English Territoryes; so we cannot but somewhat lament that Wee (who have so special and particular a share and benefitt in these your so glorious undertakings & accomplishm^ts^, have not had the opportunity of appearing more early in the testification of our due sense and acknowledgment of your Majesty's Royall and Princely care & indefatigable paines therein taken and susteined, crowned with the blessing of Almighty God upon your pious Endeavours. While the unhappy constitution of this Government (under which wee have for sometime lived and groaned) hath hitherto impeded, by endeavouring by all the sinister ways and means possible not only to divert your Majesties loyal Subj^ts^ here from the faith and allegiance which in Law and gratitude they owe your Majesty, but also by threatening and menacing with ruin and destruction such as should but dare to acknowledge the same, stiffling and consealing (as we humbly conceive, and have just reason to suspect) such orders and Instructions for the proclaiming of your Majesty's lawful and undoubted right to and possession of the English Monarchy, and its Dominion, as the rest of our neighbouring Colonies have received & promulgated, until at length stirred up by the overruling hand of Divine Providence in opening our eyes to discern our Duty. Wee have undertaken, and hope in a short time to compleate throughout this Province the publick and general acknowledgement of your Majesty's undoubted right thereunto, as well as other your Dominions and Territories, having for the purpose taken up arms in your Majesties Names, and without the expence of one drop of blood blessed be God rescued the Government from the hands of your Enemies and shall reserve the same in such secure manner as wee can for your Majesties Service, until such time as in your princely Wisdom you shall deign to make settlement thereof upon such person and in such manner and form as to your Majesties shall seem meet and convenient, whereunto wee shall with all readiness and alacrity imaginable most heartily & dutifully submit and surrender, (according to the tenor of our Declaration, to which wee humbly beg your Majesties relation) Imploring your Majesties most serious and speedy consideration, and favourable construction of our truely loyall and dutifull endeavours herein for your Majesties service and Interest, together with the Propogation & Advancement of the Protestant Religion, wherein and for which your Majesties have so signally appeared and demonstrated to the world your Zeale. The great God of heaven who hath hitherto assisted you in your undertakings continue still on your side, and prosper and conduct you

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throughout the whole course of your lives, and since in this world you cannot have a sufficient recompense, let your reward be an immortal Crown of Glory, is and shall be the fervent constant & incessant prayer of

Your Majesties most humble
Dutifull, Loyall and Obedient
Subjects and Servants.

Dated in Maryland the
3rd day of August Anno. 1689.

Address of the Inhabitants to the King.
Recd from the Earl of Shrewsbury
31st Decer 1689.

Calvert County.

Whereas divers Persons have lately taken up Armes and have taken into their custody the Magazine of Armes and Amunition, and also the Records of this Province and doe pretend their designe is nothing more than the publick good of this Province and in order thereto (as they pretend) are now Endeavouring to have an Assembly called but we whose Names are hereunder written being very confident and having good ground to believe their Majestys King William & Queen Mary (whom God preserve) will most certainly take care to protect us, their Majesties Loyall and Protestant Subjects, and wee may expect it to be done the more speedily considering how great a Revenue rises to the Crown of England from this Province, therefore believe ye in a short time wee shall have some person come from England with a full and Lawfull Authority and Commission to govern this Province, and most assuredly he will then call an Assembly which wee doubt not will be in October next at farthest time enough to perfect and settle the Affairs of this Province therefore are not willing to run ourselves into the Extraordinary Charge of two Assemblies immediately one upon the back of the other, wee likewise are satisfied that noe persons doe nor will disturb those persons that have the possession of the said Magazine and records and doe expect that they will Keep them safe and deliver them to a lawfull Authority when it comes from England, therefore wee will choose no Burgisses or delagates to sitt in Assembly until a lawful power from England require the same

Witness our hands this 20th day of August in the first year of their Majties reign Anno. Dom. 1689.

| | |
|---|---|
| Mich: Taney Sheriff: of Calvert County | Richd Ladd |
| | Nath: Dare |
| Richard Smith Junr | Geo. Lingan |
| John Griggs | Richard Shepherd |
| Tho: Clagett | Richd Johns |

Elisha Hall
Robert Day
Geo. Yongue
Frances Maldin
James Duke
Hezekiah Bussell
John Geyall
John Hume
John Smith
Jn° Holzworth
Jn° Chillan
Jn° Gurner
Tho. Sedwicke Jun^r
Jn° Holloway
Jn° Manning
Frances Higham
Rob^t R. Spickernell
his marke
W^m Kesoyd
W^m Derumple
Th° Butterfeild
Andrew × Bradde
his marke

Thomas Hillary
John Wilmott
Benjamin Hall
William Wadsworth
John × Godegreave
his marke
Nath: Manning
the merke of
Edward B blackborne
Tho: Guenest
Joseph Dawkins
Rob^t Anderson
James Veitch
William Smith
William Dawkin
W^m × Whittington
his mark
Tho: × Hinton
his mark
Hugh HC Chintons
his mark
James + Baddock
his mark
James Dossey
John Stone.

John Haunce
Frances Hutchings
W^m Smith
W^m Gurner
John Scott
John Soften
John Groner
Christopher 8 Baines
his mark
John Renell
John Veitch
Frances Freeman
John × Kent
his mark
Edward Battson
Jeremiah × Sherridon
his mark
Paule P Kisby
his mark
W^m W Grenall
his mark
Tho: Tasker
Francis Buxton
Edmond Howe

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Maryland.
20th August 1689.
Declaration of Calvert County for not choosing Burgesses till against Octer
Recd 16th Decer 1689.

P. R. O. Col. Entry Book, Vol. 52, p. 120

Extract of a Letter from Coll: Spencer, secretary of Virginia to Mr Blathwayt dated the 10th of Iune 1689.

The Inhabitants of Maryland most Protestants are rageingly earnest for the Proclaiming their present Majesty's and will not believe but orders have come to that government as well as to this for Proclaiming their Majesty's and that the Government have concealed the commands and are sometimes very positive they will proclaime their Majesty's without the order of the Government, which if so will unhinge the whole constitution of that Government and dissolve the whole frame of it

Memd Upon Reading this letter My Lord Baltemore was ordered to attend the Committee which was signified to his Lordship as follows,

Councill Chamber the 30th May 1689.

My Lord,

Upon the Receipt of Letter from Virginia concerning Maryland His Majesty is pleased to Order your Lordship to attend the Committee of Plantations tomorrow being Saturday at 11 a Clock in the Morning

I am etc

W. B.

My Lord Baltemore attending the Committee on the 30th August 1689 Gives their Lordships an Account that he had sent Orders to Maryland for proclaiming their Majesties notwithstanding those orders were not arrived there.

Whereupon my Lord Baltemore is ordered to prepare directions for the proclaiming the King and Queen in Maryland and the King will provide a Messenger whose charges is to be defrayed by my Lord and Mr Pen which is signified to his Lordships as follows

Councill Chamber 31st Augst 1689.

My Lord,

The Lords of the Committee of Plantations having taken notice that althôugh the Orders be arrived in Virginia for proclaiming their Masjesties, which has been performed there

accordingly yet it has so hapened that notwithstanding the like Orders delivered to your Lordship, their Majesties have not as can be yett understood been proclaimed in Maryland for preventing therefore of inconveniences that may otherwise happen their Lordships expect that you send unto them a duplicate of the Orders your Lordship has lately sent to those parts for that purpose. Their Lordships intending forthwith to dispatch a messenger with them to Maryland the expence of whose voyage the Committee think fitt that your Lordship take care to discharge P. R. O. Col. Entry Book, Vol. 52.

I am etc
W. B.

On the 12th of September the following letter is also sent to my Lord Baltemore for his answer to the Letter of the 31st August. p. 123

Whitehall 12th Sept. 1689.

My Lord,

The Lords of the Committee of Plantations order me to acquaint your Lordship that the Committee will meet to morrow morning at 10 a clock when their Lordships will expect your answer to my Letter of the 31st of the last month.

I am etc.
W. B.

Whereupon my Lord Baltemore attending the Committee on the 13th of September 1689 presents to their Lordships the duplicate of the Order he had sent for proclaiming their Majesties in Maryland with copies of their Lordships letter, the form of the Proclaimation and the Oathes to be taken instead of the Oathes of Allegiance and supremacy which their Lordships order to be sent you by a special messenger to Maryland the moyety of whose charges is to be borne by my Lord Baltemore

The Duplicate of my Lord Baltemore's Orders for proclaiming their Majesties is a follows

Gentlemen,

I received the enclosed from the Lords of the Committee for Trade and Plantations with their Order for the proclaiming of their Majesties King William & Queen Mary in Maryland the wich you are to see duely performed with the ceremonies usuall on such occasions, according to the directions of the inclosed to which you are to have due respect and pay a ready Obedience, which is the Order of

Your Friend
C. Baltemore

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London Feb$^{ry}$ 27. 1688.

Postcript

The above Order is a duplicate of an original sent by M$^{r}$ Broom and fearing by the death of Broom at Plimouth that it may have miscarried, I now send you the duplicate which you are required to observe and give Obedience unto, being the Order of

Your Friend

C. Baltemore

To William Ioseph Esq$^{re}$
and the Rest of the Deputy
Governors of Maryland.

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From M$^{r}$ Bertrand to the Bishop of London.

De la Riviere de Potuxent en Maryland
Ce 12. de Sept. 1689.

Monseigneur,

Je desesperois de trouver occasion d'ecrire à Votre Grandeur avant l'arrivée des vaissaux dans cette province, quoy que par le dernier qui est allé en Angleterre j'eusse asses de choses a apprendre a Votre Grandeur touchant ce qui s'est passé depuis peu dans ce païs, comme j'eu estois instamment sollicité deslors, mais le navire estoit veillé de si près, qu'il n'y avoit point pour moy de sureté a écrire, ce que j'avois a mander a V. Gr: ne pouvant estre que desavantageux a ceux de qui j'avois à parler, et qui depuis ce tems lá conservent audessus de nous le pouvoir et l'autorité dont il se sont revestus; mais a cette heure, je le puis faire plus de liberté, j'ay les memes sollicitations, et je puis informer Votre Grandeur de beaucoup plus de choses qu'il ne s'en presentait lors; mais pour ce qui regarde ce qu'on souhaitte de moy par raport a Votre Grandeur dans cette presente conjoncture, je n'y puis ce me semble mieux satisfaire qu'en vous envoyant la veritable copie de ce qu'on m'écrit; et après je prendray la liberté d'apprendre a V: Grandeur les particularités des transactions que nous avons veu dans cette province;

Copie de la lettre que je viens de recevoir de M$^{r}$ Michael Taney Sheriff de Calvert County, et de M$^{r}$ Richard Smith junior a present en prison

Charlestowne in Charles County
Sept$^{er}$ the 10$^{th}$ 1689.

M$^{r}$ Col: Bertrand
Sir,

We are daily more and more satisfied that all those reports which have been on foot concerning a confederacy with the

papists and Indians to destroy the Protestants, is only raised to carry on the designs of some prejudiced persons, whose malice, rancor, and haughty humours will have noe peace with any but their slaves, & vassells, and because we will not comply with their humour, are confined their prisoners, and we are well content soe to be as yett, and are well assured, had we submitted to their pleasure, many more had been prisoners now, but our duty to God, alleigance to the King of England and fidelity to the Lord Baltemore, in reverance to the power he hath from the crown of England, will not admitt us, to submit to any power, but what shall be lawfully descended from the crowne of England, which will ever be gladly and faithfully reverenced by us; but considering how highly we have been abused by this new taken up power, my wife Barbara Smith is intended to England, now immediately to make her personal petition, and complaint to His sacred Majesty the King of England, how their Majesties' Protestant Subjects are here abused & imprisoned contrary to all laws and justice under pretence of displacing the popish Officers; Our present request to you is that you will be pleased to write to my Lord Bishop of London to acquaint him of the matter, and we humbly pray that he will be aiding and assisting; that the said Barbara Smith may have opportunity to seeke His Majestie's Succour for us, that are now prisoners, although we were alwaies His faithfull loyall Subjects. P. R. O. Colonial Papers.

Richard Smith, junior
signed thus. Michel Taney.

Votre Grandeur comprend suffisamment l'estat de ces deux prisonniers, et je la prie de m'excuser si je prens la liberté de l'informer de la premiere origine de leur emprisonnement, en vous apprenant le plus succinctement pourtant qu'il me sera possible toutes les particuliers de ce qui s'est passé depuis peu dans cette Province. Le 26. de Juillett dernier nous vismes paroitre, ce qu'on croit, et avec vray semblance avoir esté fomenter depuis plusieurs mois je veux dire, un dessein et intention en certaine personnes de s'ellever contre le Gouvernement estably dans cette Province par my Lord Baltemore, pour s'en emparer eux mesmes; leur premiere tentative (si les conjectures sont veritables) ne reussit pas; et fut avortée par la vigilance et les soins de Coll: Henry Darnall; c'estoit un bruit qu'on fit courir par toute la Province tout d'un coup le 24. de mars dernier que les Indiens du nord, avec ceux de cette Province estoient actuellement sur pied, et en action avec les Papistes pour destruire, et esgorger tous les Protestants de cette Province; ce qui causa un terrible desordre, et confusion dans tout le pais; fausses couches a quelques femmes

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grosses, et generallement de la perte et beaucoup de peine a chaque particulier j'en eus ma part, car comme le reste des voisins ma famille et moy abandonnâmes notre maison, et tout ce qui etoit dedans, pour nous sauver, avec ce que nous pûmes emporter de nos meubles, dans une maison dont tout le voisinage fit la retraite, a 4. ou 5. miles de ma maison; enfin ce bruit ne s'est trouvé qu'une fausse allarme, car apres avoir satisfait le peuple qu'il n'y avait point de danger, a craindre et qu'il n'y avait pas la moindre circonstance touchant les Indiens et les Papistes veritable, on se retira chacun chez soy, et les deputés Gouverneurs de cette Province pour une plus ample satisfaction, ont depuis ce temps employé une compagnie de gens tous Protestans, a voyager dans les bois, pour faire toutes les descouvertes dont ils seroient capables, dans cette affaire des Indiens, et toutes les fois qu'ils sont revenus de leurs courses ils ont toujours constamment rapporté qu'ils n'avoient jamais trouvé la moindre apparence d'aucuns Indiens sur pied; on a donc esté amplement satisfait de la vanité de ce premier bruit, outre cela un Marchand de Londre nommé a ce qu'on m'a dit, Jarret Sly, a envoyé dans ce païs, une lettre a un habitant de la Comté de S$^{t}$ Maries nomme Kelm Chyseldyne ou il le dissuade fort de ne pousser pas plus avant le dessein qu'ils avoient contre les Papistes, et dont apparemment luy ou d'autres l'avoient informé, luy donnant plusieurs raisons pour appuyer son avis, comme par exemple que les Papistes tombroient desormais assez aizement, d'eux memes sans rien complotter pour cela; &c. Coll: Will: Diggs un de nos Deputés Gouverneurs, protestant, et de tres bon principes pour sa conduite m'a asseuré avoir leu et releu la lettre, et qu'il connoissoit parfaitement la main et l'écriture de ce M$^{r}$ Jarret Sly; tout cela fait juger a bien des gens que ce qui est arrivé depuis un mois ou six semaines, n'est que la fruit de ce qui a esté conceu et fomenté depuis longtems; Comme j'ai deja dit nous l'avons veu paroitre le 26. de Juillet, car un party de mécontens s'estans assemblés en armes sous la conduite d'un nommé M$^{r}$ J$^{n}$ Coad, autrefois ministre et pasteur de l'église Anglicane et depuis quelques années fait Capitaine de Milice en ces pais, de M$^{r}$ Nehemiah Blackiston Collecteur des droits du roy sur la riviere de Potomeck, de M$^{r}$ Camel, de M$^{r}$ Humphrey Warren, et de Richard Clouds, marcherent vers S$^{t}$ Maryes, et grossissant de plus en plus leur Compagnie vinrent camper le 27. 100 hommes a peu près devant la maison de ville occupé par Coll: Will: Diggs avec environ 80. hom̃es qui refusant de lui obeir et de se deffendre l'obligerent de rendre la garnison, les armes et les registres qui y étoient gardés; depuis ce temps leurs forces augmentant de plus en plus, ils attendirent jusques au

1. d'aoust pour donner la derniere main à leur ouvrage, ce jour la ils firent marcher 800. hommes a peu pres conduits par un nommé M^r^ Ninion Beal de mon voisinage, precedé de deux gros canons conduits par un nommé Richard Brightwell, devant Matapany Sewall qui est la maison de my Lord Baltemore, ou il demeure quand il est dans ce pais et qui pour lors servoit de garnison et de retraitte a 4. ou 5. des deputés Gouveurneurs et à quantité de familles qui s'y estoient refugiées, tant pour leur propre seureté, que pour assister le Gouvernement, et de ce nombre estoit ce même M^r^ Richard Smith et sa femme, cydessus mentionnés, ne voyant pas de moyen de resister ils cedirent, et rendirent la garnison les armes publiques, et particulieres, et furent renvoyés a chercher chacun sa retraitte la plus convenable; depuis ce tems là les mécontens ont disposé du gouvernement comme ils ont voulu, ils ont donné le titre de Generall a ce M^r^ Coad, qui quelques jours apres a pris sur luy de sommer ou faire sommer, en le nom de sa Majesté, chaque respective Comté de cette Province de choisir 4. bourgeois pour faire une assemblée generalle; qui fut convoquée le 22. d'aoust. Je ne sais ce qui s'est passé dans les Comtés elloignées de la notre, si ce n'est qu'en generall la Comté d'Ann Arrundell a si fort dessapprouvé ces procedés, qu'elle a refusé absolument de choisir qui que ce soit, et que les habitants ont resisté a un second ordre qu'ils avoient en pour cela, la notre a esté divisé mais ca esté une telle division que toutes les personnes de quelque consideration ou de quelque credit parmy nos habitans, ont esté d'un costé, et les plus méprisables et les plus factieus de l'autre, les premiers s'opposerent de tout leur pouvoir par raisons et persuasions seulement; a ce qu'on choisist de bourgeois pour cette Assemblée n'y ayant nulle necessité pour la convocation, le tems que nous devons attendre des ordres et des nouvelles d'Angleterre estant si pres &c. alleguoient ils; nonobstant les autres voulurent absolumt: proceder a cette election, et la bornerent a leur party dont ils choisirent un M^r^ Henry Jowles, M^r^ Ninion Beale, M^r^ Henry Mitchell et M^r^ James Keetch, tous 4. Officiers employés auparavant par Captain Coad dans toutes leurs expeditions, le 1. Colonel, le 2. Major, le 3. Capitaine et le 4 ensigne; ils ne furent pas plustost assemblés qu'ils envoyerent un party de soldats pour le saisir de M^r^ Taney qui estoit pour lors a mon église car c'estoit le 25. d'aoust jour de dimanche, et M^r^ R. Smith, comme ayant esté peut estre les plus remarquables dans l'opposition qui se fit le 20. d'aoust a l'election des bourgeois et les ont gardés depuis ce tems dans un estroite et severe prison, jusque a ne leur permettre pas d'abord l'entreveuë de leurs femmes, ny la lecture des chroniques de Baker qu'on leur prêta par hazard, et quoy que cette assem-

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blée se soit separée, et que chacun est allé chez soy depuis le 5. ou 6. de Septembre, ils detiennent toujours ces deux messieurs prisoñiers et les ont transporté de S^t^ Maryes chez le Sheriff de Charles County, au grand préjudice de leur famille, ne leur demandant rien qu'une reconnoissance de leur authorité, en le soumettant a eux jusques a leur donner seulement une obligation de 25. £. sterling, d'apparoitre quand ils en seront requis; et refusant cette soumission a leur pouvoir ils les detiennent de cette maniere.

Voilà Monseigneur la veritable relation de ce qui s'est passé depuis peu dans ces païs, nous languissons pour des nouvelles d'Angleterre, qui puissent retablir la tranquilité parmy nous, nous sommes dans des craintes continuelles de voir tous les jours nouveaux troubles et pires que ceux que nous avons deja veu; et toutes ces craintes s'evanouïront j'espere deslors que sa Majestie aura la bonté de nous faire signifier sa Volonté, car c'est aujourdhuy le pretexte qu'on prend dans cette Province de faire ce qu'on fait; pretendant par une obeïssance anticipée rendre service a sa Majesté de conforme a sa Volonté en depossedant tous les papistes de leurs employs, et my Lord Baltemore luy mesme de ses privileges, ayant fait un acte dans cette Assemblée que rien desormais ne sera fait en le nom de My Lord Baltemore, mais au nom de sa Maj: le Roy William et la Reine Marie, creant pour cet effect nouveaux Sheriff, et nouveaux Justices de paix et autre Officiers pour agir convenablement a leur ordre; le dernier act de leur pouvoir s'executa Mardy dernier 10. de ce mois, qui estoit de proclamer le Roy ce qui se fit avec de grandes demonstrations de joye, mais moins, si je l'ose dire, qu'il n'en auroit paru, si nous l'avions fait par des ordres legitimes. Je prie Votre Grandeur d'excuser la longueur de ma lettre c'est une histoire, ou une relation, ainsi j'espere que Votre Grandeur me pardonnera plus volontiers, me permettant de la finir abruptement par mes protestations d'estre toute ma vie

Monseigneur
De Votre Grandeur
le tres humble, tres obeïssant,
et tres obligé serviteur
P. Bertrand.

(Endorsed)
Maryland
From M^r^ Bertrand to the Bishop of London
Rec^d^ the 16^th^ Dec^r^ 1689.

Nicholas Taney to Madam Barbara Smith
14^th^ September 1689.

Madam Smith,

I doubt not but you have heard what pretence those Gen-

tlemen who lately tooke up armes heere in Maryland in their Majestie's names, (to pull down the lawful authority of the Lord Baltemore heere, which he held under theire said Majestys) makes for my confinement in prison along with your husband the which I hope neither you nor any good Christian or morrall honest man or woman which ever had any acquaintance with my Life and conversation will credit, and that you and all persons to whome this shall come may know what I have done whereby they ground theire pretence, I therefore heere after wright downe the heads of the whole (viz$^{t}$) at the first of my knowing of their taking up armes which was sometime in July 1689. I endeavoured with what arguments I could use to persuade all people but chiefely Col: Jowles (my now chiefe enemy) to lye still and keepe the peace of the Countrey untill their Majestys pleasure should be knowne, for that I looked upon it to be rebellion for persons heere without order from theire Majestys to take up armes against the lawful authority which then rested in the Lord Proprietary under theire Majestys as I did conceive, which arguments with some I presume prevailed so that they lay still, but not with Col: Jowles. Then afterwards when they besieged Mattapony I went first to the Gentlemen's camp and afterwards to Mattapony & as an instrument of peace soe farr as I could with my weake endeavours M$^{r}$ Markham being with me persuaded both parties to comply without sheading blood and accordingly they did, at which time Mattapony and the Governors being surrounded & the magazines of armes & amunition all over the Country as soon as possibly they could seized on by those Gentlemen so that they had the strength and command of most of the Countrey in theire hands, and all Papists in Generall desisting to act any further in Govern$^{t}$ and Office, but Col: Jowles and the rest of those Gentlemen not content to rest there or not thinking themselves safe in what they had done sending out precepts in theire Majestys names requireing the Sherifs of each County to warne the people to meete together and chose delegates and representatives to meete and assemble together under pretence of settling affaires and also a Proclamation that all Officers not being Papists or haveing beene in actual armes nor any ways declared against their Majestie's service, honour and dignity should continue in theire places & alsoe a declaration of theire owne agreevances to be publiquely read and Col: Jowles shewing me some of those papers being directed to me as Sheriff of Calvert County I not being willing to execute theire Commands endeavoured to excuse myselfe saying I lookt upon myselfe by the surrender of the Government to be discharged of my Office, whereupon Coll: Jowles tooke some

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other course to have it done but afterwards I finding most people of our County and being informed it was so generally through the Countrey that all people except such as had beene in armes or abettors to theire cause was willing to remaine as they were untill theire Majesty's pleasure should be knowne and I conceiveing that my consenting to choose delegates and representatives to sitt in such Assembly and they countenancing the thing that was done although they were awed to it would make me guilty as well as they that did it, therefore I resolved not to choose nor consent that any should be chose however being moddest forebore rayleing or speaking grosly of what was done and when the time apoynted was come for the Election Coll: Jowles and divers of his souldiers being at the place and I also and divers of the better sort of the people of our County, discourse arrose about chooseing representatives and I and many others being much the greater number argued against chooseing any, amongst which discourse Coll: Jowles threatened that if we would not choose representatives freely he would fetch them downe with the long sword and withall required the deputy Clerke to read some papers that he had Whereupon I askt Coll: Jowles whether those papers were theire Majestys authority and if they were I would read them myselfe if not they should not be read, but he still bid the Clerke read them Whereupon I said to him and the rest of the Company Gentlemen if the Lord Proprietary have any authority heere I command you speakeing to the Clerke in the name of the Lord Proprietary to read no papers heere Whereupon Coll: Jowles went away in great rage saying he would choose none yett afterw$^{ds}$ haveing got some of his souldiers in drinke hee and they did some what which they called a free choyce and I and many more of the better sort of the people sett our hands to a paper wrighting that exprest modestly and loyally some reasons why wee were not willing to choose any representatives to sitt in that intended Assembly for which doeing I was fetched from my house on Sunday the 25$^{th}$ of August 1689. by James Bigger and six other armed men by order of the persons assembled at the command of Coade and his accomplices and kept close prisoner at the house of Philip Lynes under a guard of armed men and upon the 3$^{d}$ day of September carryed by a Company of souldiers before the said Assembly where Coade accused me of rebellion against theire Majestys King William and Queen Mary for acting as above written and withall told me if I would submit to a tryal they would assigne me Council whereto I answered them that I was a free borne and loyall subject to theire Majestyes of England and therefore expected the benefitt of all those laws of England that were made for

the preservation of the lives and Estates of all such persons and therefore should not submitt myselfe to any such unlawful authority as I take yours to be Thereupon they demanded of me who was theire Majestys lawful authority heere I answered I was as being an Officer under the Lord Baltemore until theire Majestys pleasure should be otherwise lawfully made knowne, then they ordered the souldiers to take me away a while and soone after ordered my bringing againe before them with Mr Smith and Mr Bother telling us it was the Order of the House that we must find good and sufficient security to be bound for us to answer before their Majestys' Comissioners lawfull authority what should be objected against us and in the meane time be of good behaviour To which we answered theire authoritys we lookt upon not lawfull to force us to give any bonds & that we had Estates in this Countrey sufficient to oblige our staying to answere what any lawful authority could object against us Then we were againe ordered away to Mr Lyneses with a guard to keepe us prisoners still & afterwards haveing considered with ourselves wee informed them by Mr Johns and severall of them themselves speakeing with us that we would give them what bonds they pleased for our answering what should be objected against us by any lawfull authority leaveing out the Clause of good behaviour for that we knew they would make anything they pleased breach of good behaviour and under pretence of that trouble us againe at theire pleasure but that would not do so at the adjourning of the Assembly we were all ordered by them to be kept in safe custody of Mr Gilbert Clarke whom they made Sheriff of Charles County, untill we should give bond as above required which is the whole substance hitherto proceeded on that is knowne to your humble servant to command

P. R. O. Colonial Papers.

Nicholas Taney.

14th Septr 1689.
Charles Towne in Charles
County where we are & are
like to remaine till———

(Endorsed)
Maryland. 1689.
Letter to Mrs Smith about Capt: Smith
Recd 16th Decr 1689.

Mem: The 14th Septr 1689. Capt: Coade mustered all the men of St Maryes County at Chopticoe & did then & there order that all protestant servants & freemen should appeare there at Chopticoe that day fortnight with provision for a march into Anarundell County & those that were provided armes to bring them with them & those that were not should there be furnished with the County Armes.

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Richard Hill to the Lord Baltemore

Maryland Sept$^{r}$ 20$^{th}$ 1689.

My Lord,

My education and employment hath left me unfurnished with language sutable to adresse myselfe to your Lordship soe that I humbly begg pardon for offering this trouble, but as I have been long happier under my Lords$^{ps}$ just Government soe cannot but be sensible of the late fatall mischiefs befallen us here by which myselfe and thousands more are deprived of such happiness; and as myselfe and all others living under your Lordships' protection for these many years past haveing always enjoyed our free libertie in the exercise of our religion together with the benefit of the laws of our native Countrey England and all other rights & properties that a free Englishman could desire or wish to enjoy for my Lord we cannot but lament and condole our late losse of all those priviledges of which we are now utterly deprived and that by the malice, pride and ambition of some restless spirits here; as by a late confederacie have endeavoured by whome we are brought under the apprehension of nothing lesse than the inevitable ruine and destruction not only of us and ours but alsoe of your Lordships peaceable Governm$^{t}$ and as much as in them lyes of your Lordships just prerogative and interest here haveing by force of armes deposed your Lordship's deputies and Governors and divested them of the legall power and authority they exercised under your Lordship making voyd all your Lordship's Comissions both civill and millitarie by which they have broken disolved and extinguished all lawes; disjointed and unsettled the whole frame and order of this your Lordship's Government under such pretences as plainly apeares they have neither power nor authority to maintain (otherwise plausible) but soe contrary are their practises and proceedings that they are not only contrary but in defiance of all laws both humane & divine; some few people here, out of each County only, sideing and making part with them soe that they might with ease have been subdued; but that for a handful of people to take armes one against another & other reasons which induces us rather to suffer that with patience which could not be prevented but by making the case worse; for as hitherto noe blood hath been spilt altho' we are in great fear and terror that it will not end without; except some speedy meanes from your Lordship to prevent the same; your Lordship's presence here would doe the work for which wee dayly pray; my Lord I am heartily sorrie that such distractions should befall us over which is all except the obligations of my duty and fidellity to your Lordship whose I am in all dutifull respects to my power.

Rich$^{d}$ Hill.

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(Endorsed)
20. Sept[r] 89.
From M[r] Hill to Lord Baltemore
Rec[d] the 29[th] Sept[r] 1689.

Coll: Coode to the Earl of Shrewsbury

From His Majesty's Garrison at Mattapany in Maryland.
Sept[r] 22[d] 1689.

May it please your Lordshipe,

Having had the happynes to serve His Majesty in the quality of Commander in Chiefe of His Majesty's forces in this Province by the order and appointment of the representative body of the whole Province in a generall Assembly, have received His Majesty's commands from your Lordships & Cap: Gillam, intimateinge warrs with the French Kinge, and to put the Province in a posture of defence, against the French, and that ships from hence sayle hereafter in fleets. As to what relates to the French attempts against His Majesty's Province and subjects here, make bold to informe your Lordship, that all possible and convenient care has been taken (before the arrivall of your Lordshipps letter and the said Gillam) by takeinge up armes against our late popish Gov[rs] here in defence of their Majestyes soveraigne right and title to this Province the protestant religion and the lives and libertyes of His Majestyes Subjects here, which we had sufficient reason to thinke in danger of being undermined and betrayed by the hopes and encouragement the papists here, as well as elsewhere, His Majestyes knowne enemies have from the French; concerninge which, the Officers souldiers and gentlemen then in armes have sent their declaration, and most humble and dutyfull addresses to their Majestyes; which are the generall heads of our complainte and caus of flyeinge to armes: which have been likewise seconded by another address from the whole Province in a generall Assembly, to which with all humility referr. In order to our further security we have an Agent at Albanye under His Majestyes Government of New Yorke; to remit us what information he can of the French proceedings or attempts from Canady, who hath sent us account of some Indian spies sent from thence into this Province to make observation of the preparation and strength of the same, I have therefore and in obedience to His Majestyes commands by Captain Gillam, sent orders to all the military Officers in each County in this Province to make all necessary preparation of defence, which will be complyed with upon account of our allegiance, self preservation and the great encouragement His Majesty has been pleased to give us (in your Lordship's

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letter) by his gracious promise of protection and succours. Have likewise given orders to His Majesty's Collectors here, and the navall Officers that noe ships sayle from here hereafter but in fleets, or by His Majesty's commands. It is noe small advantage to His Maj^tie's Service that your Lordship's letter came noe sooner into this Province, whereby it might happen into the hands of the late Governours who have upon all occasions expressed their dependance and hopes in the French disclaimed His Majestye and have publiquely owned and declared for the late Kinge James, who would therefore in all probability improve the same (as they might manage it) to the greate prejudice of His Majesty's interests, especially haveinge orders from the sayd late Kinge James (whome they still soe much magnifye) to the contrary, as the enclosed sent your Lordship in which affair this is remarkable that in the mean time Colonel Dungan Governor of New Yorke sent orders as from the sayd Kinge James to this Province and Virginia, to rayse money for the sayd Dungan's assistance against the French which am informed was complyed with in Virginia, but disobeyed here, for reasons sufficiently obvious and considerable, all which with all humility and respect leave to your Lordship's consideration

I am
May it please your Lordship
Your Lordship's most obedient and
humble servant
Jn° Coode.

(Endorsed)
Maryland
22. Sept^r 1689.
From Coll. Coode to the Earl of Shrewsbury
Received from my Lord Shrewsbury 7^th Feb: 1689.

Charles Carrol to Lord Baltemore

S^t Maryes September the 25^th 1689.

My most hon^rd Lord,

I believe your Lordship has ere now had some intelligence either by Captain Burneham or Johnson of the strange rebellion your ungrateful people of this your Lordship's Province have involved themselves in, moved by the wicked instigations of Code, Jowles, Blackston, Cheseldyn, Parson, Thurling and severall others to that degree that they have quite unhinged your Lordship's Government and (as if there were noe justice to be had but such as they please to distribute, or as if the whole body of the Lawes were to be annulled by their wild

fancyes) have taken upon themselves to declare your Lord- P. R. O. Colonial Papers.
ship's charter forfeited as your Lordship may see by their malitious declaration (which the Bearer will shew your Ldp) They have further taken upon themselves to give Comissions to Sheriffs and Justices of their own stamp and constitute other Officers both civill and military utterly excluding not only all Roman Catholiques from bearing any office whatsoever (contrary to an express act of Assembly) but alsoe all Protestants that refuse to joyne with them in their irregularities, imprisoning such of them as declare against their illegal proceedings, and arbitrarily threatening to hang any man that takes upon him to justify your Lordship's right. They have assumed the power of calling an Assembly the Election of which was in most Countyes awed by their souldiers, one County disowned their power and would chuse noe members but in fine they have packed up an Assembly after the most irregular manner that ever was knowne, wherein they have layd down the methods of their future conduct, but is as yet kept private, but I am informed that your Lordship shall speedily have sent you a Copy of their Journall But soe it is that neither Catholique nor honest Protestant can well call his life or estate his own and if your Lordship (according to your wonted care & tenderness of your people) by a speedy application and true representation to His Majesty of these most inhuman actions doe not procure some orders whereby to allay their fury a little all your friends here will be reduced to a miserable condition, for dayly their cattle are killed, their horses prest and all the injury imaginable done to them, and to noe other, certainly your Lordship's charter is not such a trifle as to be annulled by the bare allegations of such profligate wretches and men of scandalous lives, as Code, Thurling, Jowles and such fooles as they have poysoned by the most absurd lyes that ever were invented. If the King think that your Ldp or your Deputy Governors have done anything that may render your charter forfeited His Majesty & His Councill know the way of trying it is by a quo warranto which way of proceeding (as I understand) is not much favoured by the King or Parliament much less I believe will they approve of such unheard of actions as were committed against your Lordship & Governm$^{t}$ by these evill speritts without Commission or order from any superior power, whereby they have not only rebelled against your Lordship but alsoe committed high Treason in takeing up armes as they have done without warrant from His Majesty or your Lordship. I fear I have been too tedious upon this ungratefull subject, yet I could enlarge much more, and would but that the Bearer can informe your Lordship to the full much better then I can he haveing been no small sharer in the grate calamity whereof likewise I had my parte mingled with

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as hard seasoning of which I am now thank God allmost recovered.

I believe an Act of indemnity with a few exceptions of the most notorious transgressors would prove a great meanes to reduce the people to their obedience; tho' the heads of them are so arrogant as to declare that in case the King should send orders, not to their likeinge, they would not obey them, and a deal of such stuff the Coll: will informe your Lordship at large therefore I will at present conclude with my hearty prayers that your Lordship may meet with noe great difficulties in composeing these matters, as alsoe with a full assurance that I allwayes shall strive in the station I am in to deserve in some measure the name of

My Lord
Your Lordship's most humble &
most faithful servant
Charles Carrol.

(Endorsed)
25. September 1689.
From M^r^ Carroll to Lord Baltemore
Rec^d^ 29^th^ Sept^r^ 1689.

M^r^ Richard John to M^r^ Samuel Groome

Maryland 27^th^ Sept^r^ 1689.

My friend,

Sam^ll^ Groome I should have sent to ye per some former opertunity to give thee some account of the great distaction amongst the inhabitants of this (once peaceably governed Province) but to that passe we are now brought that it is difficult to send or receive any leter for feare of its being opened. Wee live in dayly hopes of the forward ships but more especially some order from the Crowne of England to setle and compose our present distractions: here is a small Ketch or Packet boat that have brought letters for this Government and private letters alsoe but all is kept husht and some private letters I have seen that have bin opened before they came to the owners hands. If thee or M^r^ Tayler did send any by the said Ketch they are kept up. I'll say but little more only tell thee the long soard in the Rables hands is our masters: Coll: Darnell and alsoe Rich^d^ Smith's wife comes in this ship I referr thee to them for a full information of matters here I'le add that I am confident the least scrip of order or Command from King William would be gladly received and readily acknowledged with a generall submission from the Freeholders of this Province God grant it may come quickly. I hope when the ships come thou wilt send the goods I sent for or at least those

that are most necessary for my family. Else I cannot keepe house I leave all my concernes to thy care. Myselfe wife and family are in health P. R. O. Colonial Papers.

I am thy true friend
Rich[d] Johns.

Pore Edward Talbott is dead.

(Endorsed)
Maryland
27. Sept: 1689.
M[r] John's Letter to M[r] Groome.
Rec[d] from my Lord Baltemore 31. Dec[r] 89.

M[r] Johns the person the Assembly directed a letter to, and call him a person of good credit and repute.

M[r] Coode to the Governour of Maryland. P. R. O. Maryland B. I. Vol. II, B. E. 38

Maryland November the 16[th] 1689.

May it please your Hon[r]

I am ordered by the Gent[m] and Officers now in Armes for his Maj[ties] service in this Province to informe your Hon[r] that severall of his Maj[ties] Professed Enemyes lately in Office here and in Armes against his Majesties Protestant subjects are fled into the Collony of Virginia under your Government to witt M[r] William Josephs, M[r] Nicholas Sewall one Woodcocke togeather with one Cannon and Hubbard popish Priests being unwilling to abide the sentence and determination of his Maj[ties] Comiss[r] or his Orders when sent into this Province, for which their bonds were required and they have conveyed and carried away with them severall Armes and Ammunition belonging to the Publique Magazine here, I am likewise to desire your Hon[r] if the persons aforesaid shall be found in your Government That they may be secured from flying further by being comitted to safe custody in order to be returned againe into this Province, or that if you shall think fitt to permitt us to fetch them from thence you would be pleased to give us Intimation thereof by the first opportunity with what privacy and Expedition you shall think convenient at least we humbly request your answer to this letter that we may know what measures to take and how to regulate the advise we must send to England by Gillain Comand[r] of his Maj[ties] Packett Boate which is ready to sayle. I cannot forbeare to advice yo[r] Hon[r] how much yourself and other Gentlemen of your Government are abused here, by severall storys among the Papists pretended to be had from the aforesaid M[r] Josephs That he hath lately received severall Letters from you in Diminution of the Honour of his present Majestie and his proceedings in the Reduceing of Ireland. That you invited and promised our

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Popish Fugitives protection in Virginia and will assist with force to resettle them in their former Authority; This I thought no inconvenient Information being in all dutyfull Respect and service Your hon^rs^ most faithfull humble servant
J^no^ Coode.

(Endorsed)
J^no^ Coodes Lett^r^ to Virginia
Nov: 16^th^ 1689.
M^r^ Josephs and others lately in Armes ag^t^ the Prot^s^ and two Popish Preists fled to Virginia with Armes and Amunition that they may be secured in order to be brought back.

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To the King's most Excellent Majestie.

Wee your Majesties most loyall and dutifull Subjects the ancient Protestant Inhabitants of Kent County in your Majesties province of Maryland, who have here enjoyed many halcyon dayes under the imediate Government of Charles Lord Baron of Baltemore, and his Hon^ble^ Father absolute Lords Proprietaries of the said Province by Charter of your Royal Progenitors, wherein our Rights and Freedoms are so interwoven with his Lordships prerogative, that we have always had the same liberties and priveledges secured to us, as other your Majesties Subjects in the Kingdom of England. And we again by virtue of the said Charter (as it enjoyned us) have always paid our obedience to the said Lord Baltimore and his Hon^ble^ Father, by whom equally and indifferently were Justice, favour, authority, and preferment administered, bestowed, conferred, and given to and upon your Majesties Subjects of all persuasions. Do in prostrate and humble manner testifie to your Majestie that we abhorr & detest the falsehood and unfaithfulness of John Code and others his associates and Agents, who first by dispersing untrue reports of prodigious Armies of Indians and French Papists invading us did stir up unjust Jealousies, and dismal apprehensions in the less cautious sort of people of this Province, and then having thereby created unnecessary fears, and disposed the people to mutiny and tumult, made furthur insurrection, and extorted the lawfull Government from the Lord Proprietary who was always as ready to redresse our Grievances as we to complain, and now the said John Coade and his accomplices having assumed the Government upon themselves and procured a Convention to be tumultuously assembled did tyrannically imprison, restrain and turn out of civil and military Comission, several of your Majesties good Subjects of unquestionable Loyalty and

affection to the Church of England who approved not of his Actions, and who might justly by your Majesties proclamation have continued in authority and done your Majesty good service. And those Delegates in that manner convened (being part or most of them factious persons of no comendable life and conversation) have arbitarily decreed and ordained many things to the inconvenience of your Majesty's People, placed the Militia of severall Counties in the hands of unworthy and infamous persons, and the better to make their decrees to be observed, many of the said Delegates have procured themselves to be put in judicial places to the terror of your Majesties more peaceable subjects. From the dangers and apprehensions whereof, We your Majesties most loyal, dutiful and protestant Subjects in these our Addresses humbly crave by your Princely care and prudence to be freed and enlarged, and that the Government together with your Majesties favour and a lasting Settlement may be again restored to the Right Hon^ble^ Lord Baltemore which will make him and us happy, and give us new occasion to bless God, and pray for your Maj^ties^ life and happy Reign. P. R. O. Colonial Papers.

Wm Frisby
Henry Coursey
Robert Burman
Philemon Hemsley
Simon Wilmer
William Peeke
Josias Lanham
Thomas Ringgold
Tho. Smyth
Griffith Jones
Josh. Wukes
Jn° Hynson
George Sturtem
Lambart Wilmer
Gerrardin Wessels
Richard Jones
Philip Conner.

Kent County in the Province of Maryland.
Address to His Majesty.

To their most Exc^lt^ Maj^ties^ King Will^m^
and Queene Mary.
The humble and hearty Address of yo^r^ Maj^ties^
most dutiful and loyall Protestant Subjects
Inhabitants in Calvert County in yo^r^ Maj^ties^
Province of Maryland under the Dominion of
the R^t^ Hon^ble^ Charles Lord Barron of Baltamore etc.

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Dread Sovereignes.

We have at this distance to our great comfort and felicity beheld and admired your Maj^ties^ like the Sunne in the Firmanent not only dispersing all malitious and threatening Clouds of Popery but also nurrished and cherrished the Church of England the which we hope will prove a sweete smelling flower to your Majesties and your posterity for ever.

We humbly beseem yo^r^ Maj^ties^ to believe that we have a full sense of this our present happinesse and esteem this last blessing of Almighty God not only an an earnest of His merciful kindness unto us and such as shall succeed us but as of a royal stamp of heaven upon your Maj^ties^ dignity and undertakings.

We take the boldness to assert yo^r^ Maj^ties^ that we will behave ourselves in all the Circumstances of duty and loyalty as senseable and worthy of so great a blessing as by me shall not deface the Character, which (if soe small remote a handfull can add anything to yo^r^ Majesties Service) shall be for ever legable in our Actions and effections.

We esteem this our Interest and Duty and therefore pray that Almighty God by whom Kings reign and who hath so signally crowned your Majesties with this favour would add length to your days and Tranquility. These are and shall be for ever our apprehensions and wishes which being sincere and hearty imbouldene us to lay before your most sacred Majesties our at present most deplorable condition which is that several persons who call themselves Protestants have overturned the Lawfull and peacable Government here of the Lord Baltemore under pretence of doing your Maj^ties^ Service, whereas in truth we have just cause to believe, and doubt not but your Majesties will find they intended noe other than to gratifie their own ambitions and mallitious designes this not being the first tyme that some of the Ringleaders of them have attempted to make a rupture in the peace and government of this Province being persons that little regard either religion or justice furthur than to carry out their designes but denying us the benefitts of Lawes and Priviledges due to Englishmen terming us worse than Papists for that we would not joyne with them in overturning the said Government of the said Lord Baltemore whom we were well assured at the same time was a subject to your Majesties whose Orders to proclaim you there we dayly wished and hoped for the lives and conversations of which persons as also of us the subscribers we presume to say that divers merchants in London and Traders hither are capable to give a satisfactory account of these, terrifieing us with Troops of armed men and hauling several of us to prison with martial force and sometimes show-

ing no cause why which seems so much the more uneasey us for that we have lived many happy days under the Government of the Lord Baltemore and his Agents and enjoyed peacably and freely the exercise of our religion, libertys and properties and never had just cause to pray any other Government But now ernestly pray and humbly beseeche your most sacred Majesties will be pleased with all the convenient speed as may be either to reestablish the said Lord Baltemore in his Ancient power and Government or by such other wayes and means to order the Settlem[t] of this your Majesties Province as in justice shall seem to you most meet and convenient That we may again reape the benefit of the Laws of England as heretofore we have done is the humble petition and desire of those which cannot esteem any happiness more agreable than in being, Dread Soveraignes P. R. O. Colonial Papers.

Your Maj[ties] most Loyall
dutiful and obedient
Subjects and Servants

Geo. Lingan
Thomas Johnson
Richard Smith jun[r]
Walt[r] Smith
Enock Comes
Will Brookes
Henry Orton
Robert Davy
The mark of
Robert RI Johnson
Hugh Chinton
Rich[d] Rake
John Faney
the mark of
Francis F H Hutchins
Jo[n] Leach Jun[r]
Sam[l] Holdeworthy
Jn[o] Holdeworth
W[m] Dawkins
Jos. Edwards
Mitch. Dandy
Rich[d] Keene
Hugh Hepenell
John Nutthall
the mark of
Symon G V Garling
W[m] Chaplaine
Dann. Rawlings
James Wamless

J[no] Smith
John Smith
W[m] W Whittington
his marke
W A Keroyd
Joseph Hall
Nathan. Veitch
John Pawman
Jn[o] Veitch
Elisha Hall
Francis Buxton
the mark of
J[no] T Maydowe
the mark of
W[m] × Wood
Richard Looke
Roger Skime
Edward Dickinson
Tho. Clagett
R[d] Clarke
Joseph Wright
Robert Shepheard
William Hutchings
William Winning
James Veatch
the mark of
Edward E Blackburne
James Ante
W[m] Turner

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Morris Davis
the mark of
John × Hyatt
Wm W Needham
his mark
John × Austin
Edward Wood jnr
Martin H Beale
mark of
Henry Cox
James Downall
Benjamin Hall
Henry Doakes
Richard R E Emirs
his mark
the mark of
George × Sealing
Wm Wilkeson
Nathaniel Mannying
Thomas Simmons junr
John Terner
Alexander Lewis
Thomas J Lingeart
Jon Leech sennor
the mark of
John E PeeCock
the mark of
Benjamin E. Enins
Jno Scot
the mark of
John × Kent
Peter p Fouler
his mark
William W Cheath
the mark of
Wm × Kidd
the mark of
Sm S F Fouller
John Bullock
Josiah Willson
Joseph Wilson
the mark of
Chas × Cole
Thomas Hills
Daniel Browne
Tho. Blake
Francis Masdin
John Manning
Ja. Crawfford
Henry Lowe
Ashd. Colhil
John Reade
Tho. Beevin
Humphrey Swift
Paul Kisbe
Georg. Young
Ambrose Leach
the mark of
Jonathan × Smith
Wm Wadsworth
John Sollers
John Sunderland
Fran. Freeman
George Bussee
Hezekiah Bussee
mark of
Christopher B Beane

Maryland.
An Address from the Protestants
of Calvert County to His Majtie.

Talbot County in the Province of Maryland
their Address to His Majesty.

To the King and Queen's most excellt Majty

Wee your Majesties most loyall and dutiful Subjects the ancient Protestant Inhabitants of Talbot County in your Majesty's Province of Maryland (who have here enjoyed many halcyon daies under the imediate Government of Charles Lord Baron of Baltemore and his honble Father absolute Lords Pro-

prietaries of the said Province by Charter of your royall Pro- P. R. O. Colonial Papers.
genitors, wherein our Rights and Freedoms are so interwoven with his Lordships Prorogative that we have alwaies had the same liberties and priviledges secured to us as other your Majesties Subjects in the Kingdom of England And we again by virtue of the said Charter (as it enjoined us) have alwaies paid our obedience to the Lord Baltemore and his hon^ble^ father by whom equally and indifferently were justice, favour, authority and preferment administered, bestowed conferred, and given to and upon your Majestys Subjects of all persuasions.) Doe in prostrate and humble manner testifie to your Majestys that we abhorr and detest the falsehood and unfaithfulness of John Coade, and other his Associates and Agents, who first by dispersing untrue Reports of prodigious Armies of Indians and French Papists invading us did stir up unjust jealousies and dismal apprehensions in the less cautious sort of people of this Province and then having thereby created in them unnecessary fears, and disposed the people to mutiny and tumult, made a furthur insurrection, and extorted the lawfull Government from the Lord Prop^ry^ who was alwaies as ready to redress our aggrievances as we to complain. And now the said Coade and his accomplices having assumed the Government upon themselves, and procured a convention to be tumultously assembled, did tyrannically imprison restrain and turn out of civil and military Comissions several of your Majesties good Subjects of unquestionable loyalty and affection to the Church of England, who approv'd not his Actions and who might justly by virtue of your Majestys Proclamation have continued in authority, and done your Maj^ty^ good service. And those delegates in that manner convened being part, or most of them, factious persons of no commendable life and conversation have arbitarily decreed and ordained many things to the inconvenience of your Majesties People, placed the Militia of several Counties in the hands of unworthy and infamous persons and (the better to make their decrees be observed) many of the said Delegates have procured themselves to be put in judicial places, to the horror of your Majesties more peacable Subjects. From the dangers and apprehensions whereof, wee your Maj^ties^ loyall and dutiful Protestant Subjects in these our Addresses humbly crave by your Maj^ties^ care and prudence to be freed and enlarged, & that the Government together with your Majesties favour, and a lasting Settlement may be again restored to the R^t^ Hon^ble^ the Lord Baltemore, which will make him and us happy, and give us a new occasion to bless God & pray for y^r^ Maj^ties^ long life & happy Reign.

Tho: Smithson. Tho. Hopkins.
Ro. Gouldsbrough.

P. R. O. Colonial Papers. [Two other copies in the same words, but addressed to the King alone, are signed by the following persons:]

| | |
|---|---|
| John Hawkins | Henry Price |
| Will. Coursey | Richard Parnes |
| Ric[d] Macklin | George Bowell |
| Rich. Jones | James Smith |
| Daniel Glover | Samuel Taylor |
| Robert Macklin | William Hackit |
| Robert Kent | Thomas Wetherby |
| William Tonge | John Whittington |
| Rich. Tilghman | Francis Shephard |
| John Chaiers | John Hambleton |
| John Johnson | Michael Harbet |
| Nathaniel Pucker | Robert Norest |
| John Nabb | Charles Hollinworth |
| John Lamb | Andrew Hamilton |
| Joseph Lambert. | Jn° Swaine |
| William Conners | James Murphy |
| Hugh Sherwood | Charles Cartwright |
| John Newman | Robert Harrison |
| Ralph Darson Sing[r] | George Corson |
| W. Hambleton | Thomas Evans |
| John Yonn | Mich[l] Turbutt |
| Richard Seddeman | Charles Robinson |
| Henry Frith | Ralph Dawson jun[r] |
| Henry Odcocke | Zerubable Wells |
| | Joseph Green. |

To his most Sacred Majesty
The humble Petition of the Inhabitants of
Cecill County in the Province of Maryland.

18[th] Nov[er] 1689.

Most humbly Sheweth.

That whereas certaine discontented and indignant persons to shelter themselves from the Law, and to prejudise the Lord Baltemore the Proprietor of this Province did lately in a violent manner by force of Arms put out all such Governors as were here placed by the said Lord Baltemore, and possesst themselves of the said place and Government raising divers scandalous and ficticious pretenses to blind the eyes of the giddy and bisotted multitude, in which time, divers of your protestant Subjects here although they have made no disturbance have been by them proclaimed Rebels and in divers places imprisoned and confined and for no other reason (that ever we have yet heard) than because they abhorred, detested and would not joyne with them in their tumultary and illegal

proceedings, & because they would shaddow themselves under the protection of your Royal Majesty, they have pretended all their outrages to be done, in and for your Majesty, although there was never any one person appeared to act against but with all willingness and thankfulness to God Almighty have submitted to your Maj^ties happy Reigne and Government. P. R. O. Colonial Papers.

We your Majesties most humble and obedient Petitioners (who are Protestants according to the Church of England) do most humbly supplicate your Majesty (not presuming to be directors in the same) that the Lord Baltemore may be restored and sent back again unto this his former Government, under whome we doubt not but we may live a quiet & contented life, as we have done many years formerly, to the satisfaction of the better part of the Province, and we hope to the good of your Majesty, and your Petitioners as in duty bound shall ever pray for your Majesties long life and happy Reign.

S^t Leger Codd
Casp^r Agust. Herman
Gideon Gundry
J. Wroth
Jsaac Caulk
York Yorkson
Georg Beestone
Thomas Billton
Daniel Smith
John Darby
W^m Nowell
George Warner
Thomas Beakston
Robert Randoll
Georg. Stevens
Geo: Oldfield
W^m Chamberlaine
Henry Eldest
Rob: Crook.

Province of Maryland
Address to His Majesty.

To the King's most Excellent Majesty.

28^th Nov^er 1689

Whereas by King Charles the first of our ever blessed Memory a Charter for the Province of Maryland was granted unto Cecilius late Lord Baltemore containing divers Hon^ble priviledges and Franchises given to the said Cecilius his heirs and Successors Lords and Proprietaries of the same, and also due care and provision therein made for the preservation of the Rights and Properties of the Inhabitants thereof as free-born Subjects of the Kingdom of England, which wee your Majesties ancient and most loyal Subjects Freeholders of the County of Baltemore in the Province aforesaid can in no measure say but that wee have freely and peacebly enjoyed under the Government of the said Cecilius and the Lord Baltemore that now is as well as in cases of conscience as in our persons and Estates without any Lett, Molestation or Discountenance whatsoever. Yet, nevertheless one John Coode

P. R. O. Colonial Papers.

and his Complices intending not only our former peace (confirmed us by your Maj^ties^ most happy Accession to the Crown) to disturb but also the Government violently and by force of Armes have wrested out of the hands of the said Lord Baltemore and his Deputies under pretence of several grievances by him and his complices asserted in their Declaration sett forth for their appearance in Armes which wee are fully sensible is altogether false scandalous and malitious and because our Consciences would not admitt us to joyn with those persons in so false a Charge, wee are daily threatened with Imprisonment and to have our houses broke open and rifled also, those protestant Gents who for their discretion, sober life and good repute were made Justices of the Peace (not only in this County but the Province in Gen^ll^) are displact whilst Illiterate Persons and persons of evil life & conversation are by them made Justices in the Courts of Judicature and Commanders also of the Militia they being the only persons whom wee are to apply ourselves for redress for the abuses daily given us of which when wee complain wee are told by some there is no Law but the sword and by others of their Officers that they may do what they please for should a Governor come in either from your Maj^tie^ or the Lord Baltemore they were not such fools as to lay down their armes without a gen^ll^ pardon for all misdemeanours committed by them during the time of this late Revolution by which wee can conjecture noe other than as they have already begun upon our Persons soe next they will upon our Estates to the ruine of our posterrities if not timely prevented for these and innumerable other Grievances that the good protestant Subjects of this County daily undergoe and which they have patiently borne in obedience to your Majesties peace as well against the said John Coode as those his aiders and abettors wee do solemnly protest and declare as persons highly guilty of sedition and the breach of the Laws most humbly beseeching your sacred Majestie to take our insupportable Grievances into your princely consideration and to make such order for our relief as in the serenity of your Majesties Wisdom shall seem most meet, from whom only wee can expect redresse of our present calamities and as in Duty bound we shall pray for your Majesties long life and happy Reigne.

George Wells
Edward Bedell
John Wallston
James Salmon
Mathew Goldsmith
Thomas Lodge
Richard R Adams

Mark Richardson
Anto. Crew
Miles Gibson
James Phillips
W^m^ Hollis
Will. Wilkeson
Richard Hill

| | | |
|---|---|---|
| Roger Mathews | John Haies | P. R. O. Colonial Papers. |
| George Goldsmith | Moses Groom | |
| John Bevanes | Joseph Peake | |
| Thomas Lowes | Charles Forsuch | |
| Daniell Peverill | Lodwick Martin | |
| Sam[ll] Browne | Thomas Preston | |
| Thomas Hodges | W[m] Digges | |
| John A. Arding | Edward Dorsey. | |
| John Fold | with divers more. | |

[Indorsed]
Baltemore County in the
Province of Maryland.
Address to His Majesty.

Address of the Inhabitants of Charles County.
To their most Excellent Majesties King William
and Queen Mary.

28[th] Nov[er] 1689.

The humble Address of the Gentlemen, Merchants, Planters, Freeholders, and Freemen their Majesties Protestant Subjects in Charles County in the Province of Maryland.

Wee your Majesties most faithful and loyall Subjects reflecting upon that greate transcendant happiness, that hath crowned the wishes of all your Protestant Subjects in your Rightful Succession to the Imperial Crowne of these Realmes, have thought it our duty in particular to prostrate ourselves before your most gracious Majesties in an humble recognition of the same, acknowledging these tyes of an infinite gratitude by which we are ever bound as well by our owne natural dutye to your most sacred persons for that great deliverance of which Almighty God has blest you in makeing the glorious Instruments of the Protestant Religion, to the great comfort and rejoicing of us and our Posterity.

Wee make bould to assure your most Excellent Majesties, that notwithstanding the Endeavours and discouragements of the Popish party here to withdraw us from our Allegiance, wee will still resolutely persist to own and justifie your Majesties with Sovereign Right and Dominion to this Province of which wee are Members together with the Protestant Religion of which your Majesties have been such Eminent owners and Defenders, in the mean time attending your most gracious pleasure towards a Settlement under a Protestant Government in this your Majesties Province, whereby our Religion, Lives, Liberties and Properties may be secured, we daily pray the Divine Providence to protect your Majesties against all your

P. R. O. Colonial Papers.

Ennemies that you may be a lasting and strong Sanctuary for the Protestant Interest and be at last Crowned with the just reward of your glorious undertakings in the possessions of an immortal and Eternal Diadem.

Hum. Warren
James Smallwood
William Hawtan
Hen. Hardy
Chas. Shepherd
John Wilson
Osborne Lomax
John Wincott
Joseph Manning
Philip Lynes
Robert Thompson
Stephen Mankin
W^m^ Stone
Joseph Bullox
George Plebe
Will. Hutchinson
Edward Middleton
Michaell Mynock
J^no^ Marten
R^wa^ Newman
Will. Frost
Henry Hawkins
Edw^d^ Philpott
Benjamen Posey
Mathew Dyke
Edward Rookewood
George Breett
W^m^ Tayler
W^m^ Spikeman
Jn^o^ Cornish
Rich. Wade
John Ratcliff
Robert Powel
John Payn
George Newman
James Turner

Edward Turner
Peter × ad
Robert Powell
Randolph Hinson
John Addison
Richard Newton
John Gibbs
Alexander McKarter
Fra. Adams.
Ralph Shawe
Tho. Parker
Tho. Wakefield
Edw^d^ Cerston
James Kingsbury
Richard Land
Tho^s^ Whichaley
John Courby
Jo^n^ Allward
John Goasby
W^m^ Barton Sin^r^
John Gumey
Jo^n^ Callock
Rich. Dodd
James Thomson
Jo^n^ Cage
Arthur Eathey
John Knolewater
Henry Franklin
Henry Belcher
Valentine Hill
Hugh Bawden
Law. Rochefort
S Deyzer
Gilb^t^ Clarke Vicecōm Comitat

Maryland.
1689.

[Indorsed]
Address of the Inhabitants of
Charles County to their Majesties.
Recd. From my Lord Shrewsbury.
7^th^ Feb^ry^ 1689.

Address of the Inhabitants of the County of Somersett.

P. R. O. Colonial Papers.

Nov^er^ the 28^th^ 1689.

To the King and Queen most Ex^t^ Maj^ty^.

Wee your Majesty's Subjects in the County of Somersett and Province of Maryland, being refreshed and Encouraged by your Majestys great and prosperous undertakings, and by your late gracious letter to these of this Province, do cast ourselves at your Majesty's feet humbly desiring and hopefully expecting the continuance of your Maj^tys^ care of us, as our Case and Circumstances doe or may require, in the confidence whereof wee resolve to continue (by the grace of God) in the Profession and defence of the Protestant Religion and your Majesty's Title and interest against the French and other Papists that oppose and trouble us in soe just and good a cause not doubting but your Majestys wisdom and clemency will afford unto us all needful suitable Aid and Protection for securing our Religion, lives and liberty under Protestant Governors and Government, and for enabling us to defend ourselves against all Invaders. Thus praying for your Majestys long and happy Reigne over us, Wee know ourselves to bee (with due Reverence and sincerity.)

Your Majestys Loyall Obedient and humble Subjects

| | |
|---|---|
| John Huett | William Wilmot |
| W^m^ Coulbourne jun^r^ | Micayah Sadler |
| Thomas Wilson | John Chanceleer |
| Henry Philips | John Smoche |
| John Parsons | Nicholas Cornwell |
| Thomas Shild | Robert Cade |
| Thomas Stivenson | John Miller |
| James Knox | Adam Spence |
| John Browne | Tho. Midgley |
| W^m^ Alexander | John Baron |
| Randolph Revell | John Deale |
| Peter Elzery | Martin Curtis |
| James Smith | Clement Giles |
| Epraem Wilson | Robert Johnson |
| Thomas Smith | William Bowen |
| John Knox | Devoraux Diegas |
| Thomas Wall^r^ | Robert Simson |
| John Knox | Edward Evans |
| Thomas Wall^r^ | Hugh Jingle |
| Alexander Knox | John Coltston |
| Alexander Procter | Richard Warren |
| John Renshaw | Mathew Jones |
| James Conner | Richard Hill |

P. R. O. Colonial Papers.

John Goldsmith
John Browne
Will[m] Owen
Malcom Knox
William Knox
William Hacaland
Richard Jarrett
Nathaniel Clark
George Boyman
John Nelson
William Waller
George Phebus
John Rawley
John Jones
George Park
W[m] Polk
W[m] Wilson
Edward Surnam
Charles Ractlife
William Melvell
William Smith
Richard Mackclure
John White
John Rowell
John Killam
John More
Sam[l] Hopkins jun[r]
Benjamin Keyar
Ralph Milbourne
Henry Hall
Francis Heap
John Pope
Thomas Oxford
William Hearne
Richard Pepper
John Saunders
Nathaniell Abbott
William Coard
William Hall
William Davis
Joshua Light
John Rust
Nathaniel Vesey
Richard Woodcraft
Tobias Pepper
Waller Read
John Peterfranck
Stephen Page

Thomas Edwards
Alexander Mackcullah
George Beniam
Andrew Miller
Patrick Reed
John Steell
William Browne
Thomas Bromley
William Wouldhave
Richard Wildgoose
John Lucas
John Johnson
Richard Cole
William Oswell
John Snow
George Latham
William Law
William Alexand[r] Jun[r]
John Gray
Robert Polk
Thomas Pollett
Charles Mullen
Arnold Elzey
Alexander White
William Nelson
Michael Hannah
William Lawrence
John Swaine
Ambrose Archer
William Stevenson
James Barber
Sam[ll] Showell
William Jurvill
John M[ck]nitt
W[m] Coulbourne
James Marrah
John Roach
Owen M[ck]graw
William Round
Richard Farwell
Alexander Kyll
Thomas Poynter
John Strawbridge
Adam Fitch
William Burch
Thomas Gordon
Nicholas Carpenter
John Henderson

P. R. O. Colonial Papers.

John Tarr
Richard Hill
Edm[d] Beachamp
Allen Ross
Geo. Nobell
Richard Britten
Peter Whaples
William Layton
William Boyman
Geo. Lane
John Crawley
Sam[ll] Worthington
Robert Peny
Moses Fenton
John Porter
Ninian Dulap
James Henderson
James Duncan
John Barber
John Hicks
William Mead
Robert Neame
Henry Mills
Richard Dennis
Thomas Morgan
Humphrey Read
William Shankland
David Dresdan
John Watt
John Ellis
Thomas Ellis
John Starret
William Fossit
Thomas Delahide
Arthur Hanley
John Christopher
Philip Askew
Roger Phillips
Robert Crouch
George Bayley
Lazurus Maddux
John Davis
Henry Hamon
Miles Harrison
Tho. Dixon
Alexander Maddux
John Frankland
W[m] Coulbourne.

Francis Joyce
Robert Boyer
Nicholas Jodvin
Geo. Layfeild Com[tr]
Michael Clugstone
Laurence Crawford
W[m] Traile
Thomas Wilson
Sam[ll] Davis
Peter Dent
John West
John Boyman
James Sangster
John Tayler
Edward Jones
Thomas Poole
Roger Burkham
John Emmit
John King
William Planer
William Planer jun[r]
Richard Tull
Thomas Tull
Robert Hall
John Braughton
William Nobell
John Colhoune
John Williams
Richard Chambers
John Trupshan
Mathew Dorman
James Langreene
Nath[ll] Horsey
Alexander Thomas
John Mackbride
David Brown
Francis Jenkins
William Brerton
John Winder
Rob[t] King
James Dashiell
Stephen Suff
Thomas Newbold
James Round
Sam[ll] Hopkins
Edm[d] Howard
Thomas Jones
Henry Smith.

P. R. O. Colonial Papers.

This is a true Copy taken from the Original
Examined and signed by the Order of the
Respective Persons above named.
Peter Dent dpty Collr of his Majestys
Customes in the County of Somersett.

[Indorsed]
Maryland
1689.
Address of the Inhabitants of the
County of Somersett to their Majties.
Recd. from my Lord Shrewsbury,
7th Febry 1689.

## Address of the Justices of the County of Kent to the King.

To the High and Mighty Prince William by the grace of God of England, Scotland, France and Ireland King Defender of the Faith, &c.

The humble address of your Majestys most loyall protestant Subjects the Justices and Grand Jury of the County of Kent within your Majesty's Province of Maryland in America in Court now sitting.

Wee your Majesty's most loyall and dutifull subjects, doe in all humility render our most hearty and dutyfull thanks unto your most sacred Majesty, for your great & unwearied care and the hazzard of your royall person you have been pleased (with the assistance of Almighty God) to take over us in rescuing us out of the hands of Popery and Tyrany which like a cloud has overspread this your Majesty's Province, and in pursuance of your Majesty's most gracious declaration dated at your Majesty's Court of White Hall the nineteenth of February in the first year of your Majesty's reign; wee with the consent of all the rest of your Majesty's most loyall subjects within your Majesty's Province of Maryland and in a parliamentary way assembled, have displaced all Roman Catholicks whatsoever from beareing any Office civill or military within this your Majesty's Province, And forasmuch as your most sacred Majesty hath been gratiously pleased (with the assistance of Almighty God) even to the hazzard of your royall person to rescue us from those evills and eminent dangers which like violent floods were breaking in upon us, wee doe therefore most humbly implore the continuance of your Majesty's most royall favours towards us, and wee doe and shall soe long as life in us, shall pray to Almighty God to bless your Majesty and your royall Consort with long and happy reign over us, and with joy and bliss in the world to come which

is and shall be the constant prayers of your Majesty's most loyall & dutyfull subjects. P. R. O. Colonial Papers.

Datted at Kent County this twenty eight day of November in the first yeare of y^r^ Majesty's reign, Anno Domini 1689.

Signed by order of the said Justices & Grand Jury.

Miller Clericus Comita Kent.

(Endorsed)
Maryland
8. Nov^r^ 1689.
Address of the Justices of the County of Kent to the King.
Rec^d^ from My Lord Shrewsbury 7^th^ Feb: 89.

To the most Sacred Maj^ties^ of Great Britain etc.
The humble Address of your Majesties most Loyal Protestant Subjects, Inhabitants of Talbot County in the Province of Maryland.

Dread Soveraigns.

The Congratulation of yo^r^ Majesties happy access to the Throne and Imperial Crowne of our native Country of England, together with the recognition of your Majesties undoubted Right and Soveraignty thereunto, and also to this your Majesties Province, and other your Dominions and Territories (which have already been represented to your Majestie in a generall Address from this Province) Wee have not deemed sufficient to demonstrate our zeal and affection for your Maj^tie^ Royall Persons and Interest. And therefore humbly acknowledging and rendering thanks to Almighty God for your pious and princely care and Endeavours for the restitution of our ancient Laws, religions and properties to their primitive purity lustre and splendour soe happily accomplished and effected) wee presume now particularly to Address your Majesty humbly prostrating ourselves at your Royall Feete, and imploring your gracious Answer to our humble supplications therein sett forth, That your Majesty would favourably accept and receive us into your Royall protection and vouchsafe to settle the Government of this Province in the true Protestant religion, in such manner and form as to your Maj^tie^ in your Royall and Princely wisdom shall seem most meete and convenient. That wee may participate the happy influence of your Maj^ties^ Glorious Acchievements and Accomplishments with the rest of our fellow Subjects in our native Country of England and others your Dominions and Territorys, and be the better enabled to serve your Majesty with all imaginable alacrity, joining with them in the hearty and sincerely well wishing your Majestys long life and happy Reign in this world, and a Crown

P. R. O. Colonial Papers.

of Glory in the next, And that there may never want of your Royall Offspring to succeed you in the Throne, as is and for ever shall be the constant fervent and incessant prayers of

May it please your Majesties
Your Majᵗⁱᵉˢ most humble, dutiful
loyal and obedient Subjects and
Servants

| | |
|---|---|
| Edwᵈ Man | James Ross |
| William Combes | John Dally |
| George Robotham | William Ridgaway |
| Thomas Smithson | John Stanley |
| Michᵃ Turbutt | V. Delahay |
| James Smith | James Edmondson |
| Wᵐ Finney | Warlter Quinton |
| James Sedgwick | Abraham Morgan |
| Sam Withers | John Barker |
| John Edmondson | William Troth |
| Wᵐ Sharp | John Whittington |
| Robᵗ Smeth | Rithard Sweatman |
| Anthony Rumball | James Downes |
| Tho. Burtt | James Benson. |

[Indorsed]
Maryland
1689.
Address of Talbot County to the King.
Recd. from my Lᵈ Shrewsbury.
7ᵗʰ Febʳʸ 1689.

To the King and Queen's most Excellent Majᵗʸ's
The Humble Recognition and Address of
Calvert County in the Province of Maryland.

Since heaven hath been pleased to bless your Sacred Majesties with the Imperiall Crowne of your Realmes and Dominions of which wee have received the blessed news to our comfort and rejoicing) we owne it our duty to Almighty God (by whom Kings reign) to acknowledge His gracious protection, and preservation of your Royal Persons, through many dangers and difficultyes to make you the Redeemers of his people, and the Defenders of their Religion.

Wee beg with all humility your Majestys would be pleased to give us leave to acknowledge your undoubted Right and Title to all your Realms Territorys and Countreys, particularly to this Province of Maryland to which wee do belong. As we have to the utmost of our power owned and asserted the same against the great Oppositions we have met with here, so we will with our lives and fortunes still demonstrate our duty

herein, as becomes the Allegiance and Fidelity of true and loyall Subjects. Fully resolved never to be withdrawne from your Majesties Service, by any artifice or attempts whatsoever of your Majestys Enemies. P. R. O. Colonial Papers.

Wee will chearfully submitt to your Majesties pleasure (which we doe with all humility and desire expect) in an answer to our petitions made by our Representatives in a late Convention of the whole Province that you would be pleased to order such a Settlement amongst us by a Protestant Governm[t] whereby our Religion and Properties may be secured Then we shall be able publickly (which without such an Establishment, wee must in some measure continue deprived of) to prayse and magnifie in the great congregation, that God that hath blest us with your Majesties Protection, wee can only in the mean time, every one in particular, adore the Divine goodness for the great deliverance by your sacred persons to all your Protestant Subjects and humbly pray continuance of the same to yourselves and Royall Progenie, that there never be wanting of your Illustrious Race one to succeed in your Royall vertues and dignity when yourselves shall be Translated into an Immortal Inheritance of a never fadeing Crown of Glory.

Hen. Jowles, Sam[l] Bozene, Francis Collier, Tho. Gantt, John Griggs, Tho. Tasker — Justices of Peace.
John Payne, Charles Tracey, Joseph Howe, John Liryatt, J. Woodroffe, Samuel Warner — Justices of Peace.
Andrew Abington Sheriff
Henry Trueman
E. Batson
Hen. Ferneley
William Haimes
Tho. Collier
Thomas Parslow.

Maryland. 1689.

[Indorsed]
Address of Calvert County.
Recd. from my L[d] Shrewsbury. 7[th] Feb[ry] 1689.

To their most Sacred Majesties.
The humble Address of your most dutifull and Loyall Protestant Subjects, the Inhab[ts] of S[t] Maryes County in your Majestys Province of Maryland.

28[th] Nov[r] 1689.

Though we cannot express the joy that surprised us, beyond our hopes, and almost our wishes, when that joyfull news first arrived into this remote part of your Majestys Territory of your glorious and generous Endeavours, and happy success

P. R. O. Colonial Papers.

in rescuing our Religion lives and Libertys from that Pitt of destruction that was prepared for them, we have esteemed it our duty to the best of our abilitys to pay our utmost tribute of Recognition and Congratulation.

Wee acknowledge dread Princes your Soveraign & due undoubted right and title as to all your Dominions and Countrys soe to this your Majestys Province of which we are Members in despite of all the oppositions and contridictions of the Priests Papists and their Adherents with which we are surrounded.

Wee congratulate your happy coming to sway the Sceptre of these Kingdoms that had perisht but for your presence that trascendent luster your Royall virtues have given the Imperiall Diadem and that blessed union between your Majesties and the Affection of your Protestant Subjects whose duty is their happiness as your Royall merrits their Obligation.

As the Beames of your Extensive love for the Protestant Interest have revived us at this distance so they have influenced us with all alacrity and cheerfulness to demonstrate our duty and gratitude to the best of our abilitys, and encouraged our hopes and wishes for your Majestys gracious Answr to the repeated Petitions of our fellow Subjects here to be covered by your Majestys appointment under the wings of a Protestant Government. Nothing can bless us more, next to your Majestys Welfare, in a long life and prosperous Reign, & a succession of your Royall Offspring until time shall be no more, which are the hearty and constant prayers of your Majestys most devoted Loyall and obedient Subjects.

| | |
|---|---|
| Kenelm Cheseldyn | Edward Redman |
| Jn° Coode | Upgate Reves |
| Nath. Blackiston | Robert Frazer |
| John Turling | Clement Hely |
| Ric. Clouds | Henry Lawrence |
| John Dent | John Rose |
| Joh. Davies | James Simmes |
| John Llewellin | Peter Johnson |
| Edw$^{d}$ Greenhalgh | John Green |
| Jo. Watson | Absolon Tennison |
| George Plater | Abraham Price |
| Sam$^{ll}$ Cooksey | Robert Fletcher |
| Tho. Low | Tho. Jordan |
| John Hilton | John Greaves |
| Edward Henly | Daniel Hanley |
| Thomas Sikes | James Swann |
| Ralph Foster | Joshua Howldsworth |
| Danell Crew | Henr. Portter |
| W$^{m}$ Hodgson | John Cheverill |

P. R. O. Colonial Papers.

| | |
|---|---|
| Edward Haie | Rich[d] R Peal |
| | mrke |
| John Harding | Rob[t] Fargeson |
| W[m] Blanckenstein | John Little |
| John Shanks | Rob[t] Crane |
| Walter Watkins | Tho. Hixon |
| Marsch. Coutis | Henry Morgan |
| Rub[t] Foster | David Holt |
| W[m] Tayler | John Reerely |
| Edward Crevin | William Rylands |
| Sam S Abell | Tho. Price jun[r] |
| the mark of | William Stimson |
| Tho. I Reynolds | Edw[d] Probe |
| Tho. Waughou | J[n] Skipper |
| John Bartdyndale | John Loe |
| William Aisquith | Tho. Carvill |
| Thomas Webb | Jn[o] Blomfeild |
| John I R Redman | John Taw |
| Peter P Watts | Tho. Marrum |
| Edw[d] E Killsha | W. Taylard |
| Daniel × Smith | Tho. Attaway |
| William Wherrett | Rob[t] Carss |
| Henry H Lewis | Aegn Cambell |
| Edward Sissors | Charles Gough |
| John Millarets | Thomas Green |
| | William Hardy. |

[Indorsed]
Maryland
1689.
Address of the Inhabitants of
S[t] Mary's County.
Recd. from my Lord Shrewsbury 7[th] Feb[ry] 89.

Memorandum of Smith's Case.
16[th] Dec[er] 1689.

Richard Smith Jun[r] of Calvert County in the Province of Maryland being Cap[t] of a company of Foote, and having Order come from the honourable his Lōpps Councill the then Governor of this Province Imediately to raise his Company to aid and assist in defence of the Government, peace and welfare of this Province, for th[t] Cap[t] John Coode, Major Cambell and divers others were in Armes, intending to suppress the Goverm[nt] and the better to carry on their designs, caused a false report to be spread abroard that the papists had combined with the Northern Indians to destroy all Protestants, which soe incensed the people before the said Smith could gett his Company together had certain intelligence the state

P. R. O. Colonial Papers. House and many arms were taken by the said Coode and his party, Smiths men said they were willing to march with him upon any other occasion, but not to fight for the papists against themselves, he alledged they mistook the case it was not religion but the settled peace, Government and Lawes of the Land, th[t] he then endeavoured to preserve, from the Encroachment of such as had no legal pretence to it, many said we doubt not they have power from England to justifie their proceedings (soe far were the people misled by them) Smith answered if they have any power from the King of England, we are all obliged to stand by them, you may be sure they have none, for if they could produce any such thing, need not to take up armes, for I am confident all Maryland will not afford one man to oppose the King's authority, therefore all such as are voluntarily and freely willing to go with me to preserve the Government and peace of the Country, draw of from the body, soe having about forty men; Smith marched with them to Mattapany the garrison and place where the Government then was, Coode and his party had soe possest the minds of the people of the necessity of displacing all papists, for that the Indians were coming forthwith to kill all the Protestants, soe that in few days after Smith being at Mattapany it was beseiged by said Coode, and a strong party of his accomplices, and Mattapany surrendered upon termes, all this while the pretence was against none but papists, but Smith himself being a Protestant and all his men except only four were Protes[ts] nevertheless Smith had not been at home above two or three days, when armed men came, seized and carried him to prison, and by a Letter from new made Cap[t] John Paine, to new made Captain Michaell, was urged to be careful to take Smith, for that he was going to England with Cap[t] Johnson Johnson being sailed, Smith had his liberty again now most of the responsible men of this Province being dissatisfied at the proceedings of those violent and malitious men, which have now usurped the power, for saith all judicious men, whenever his Majesty of greate Britaine, shall signifie his pleasure to this Country, there will be no resistance therefore noe need of taking armes, the better to put a cooler upon their evil actions, Code and his Adherents call an Assembly, several of Smith's neighbours and friends being all Protestants, desired his advice in this Case, and within his Opinion might be the great end and designe of calling the Assembly to which Smith replied, he believed the design was to have an Assembly to approve of what they had done, but for his part was for choosing no Burgisses, but declaring under his hand against all choice, until a Lawfull power from England, and they that had taken the records and Magazine to look to the safe keeping and delivering them to a lawful power when it came, most

of the new men of any note in Calvert County being of the same mind, An Arrundel County being one of the most considerable, and in which is not five papists, they would not choose Burgisses at Coode's Command, however they have at some rate or other procured some from the other Countys the said Smith, M^r^ Michaell Taney, and M^r^ Cecilius Butler taken prisoners and kept with great severity about tenn days, in which time many of the Burgisses which were men of their own faction, and chosen by their own souldiers, used all means to persuade the said Smith, Tany, and Butler to submitt to and own their power, at last being called to the House of Assembly, Coode in a large Speech sett forth that to endeavour to hinder them in their proceedings was no less than rebellious, for that they seized and took the Country for their Majesties Service, Smith replied that his faith and Allegiance would not admitt him to submitt to any other power in this place, than what is lawfully decended from the Crown of England, if you have any such I honor and obey, the Speaker reply'd we are satisfied in our power, said Smith, I have heard you have a proclamation which you say gives you power to do what you have done, I have often desired to see it, I never could, I now desire that I may hear it read, the Cap^t^ of the Guard was commanded to take away the Prisoner, Tany & Butler called for singly afterwards, all called together when M^r^ Speaker told the Prisoners, the House had considered upon their Cause, and it is agreed they should give Bond with good security for to answer before the Kings Majestys Officers when they come from England; and be of the good behaviour in the mean time, the prisoners Answer they will give Bond to Answer but not otherwise, for if at any time in discourse shall say you had noe lawfull power, it shall be esteemed no good behaviour, and soe hurried to prison again. Smith demands again to know by what power he is thus taken and kept a Prisoner, and what Law of England or this Country, he hath broken, for answer, take them away guard. Smith, Tany and Butler continue Prisoners to the great dislike of many people, but they use all the means to persuade their friends to bear it with patience, till a Lawfull power come to release them. P. R. O. Colonial Papers.

Maryland. 1689.
Cap^t^ Smith's Case.
Read. 16^th^ Dec^er^ 1689.

Copy of M^r^ Smith's Papers.
dated 16^th^ Dec^r^ 1689.

Gentlemen,

I am a free born Subject of England, therefore as such I

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desire to know what Law of England, or this Province I have violated.

By all that I have either read, heard or understood, all officers both military and civill, first have their Comissions publickly read, and then expect to be obeyed in their severall stations, and noe otherwise, for if he that hath a Commission for the peace, only should take upon him to command an army, or a Generall of an Army, because he is such, should assume the Bench, and take the place of one of the twelve Judges, I doe believe small obedience would be used or shewn to their commands, and they must severely answer for the same to the King.

I desire to know what lawes I have broaken, and by what power I am thus taken, and kept a close prisoner.

To the best of my remembrance, it was in the reigne of King Charles the first of blessed memory, when an Act of Parliament was made to put downe the Court of Starr Chamber, for that they vexed and greeved the people, contrary to the Grand Charter, Where it is sett forth at large the priviledges belonging to an Englishman, and that none shall be taken or imprisoned, but by writt originall, & matter of record, and shall be heard before Justices, (which I take to be men in lawfull Comss:) and the Judgement shall be according to the common course of the Law, & the old lawes of the Land. Should the Lord High Chancellor of England, temporal Lord, Bishop or any person whatsoever, molest any of His Majesty's Subjects, in Body or Estate, contrary to that law (as I doe conceive I now am) such person so offending shall for the first offence, forfeit 500. pounds good and lawfull money of England, to the party grieved, his Executors or Admin$^{rs}$ which shall sue for the same, as I am an Englishman, fear cannot soe much drown'd my reason, as to make me believe I am this day bound to obey the man which is only in hopes to morrow, to have a Commission to act in that spheere.

Wee are all satisfied that the Lord Baltemore had good right to the Proprietaryshipp of this Province, nor doe we know that it is anywaies taken from him, if he or his officers shall presume to act longer then they have just power, they must answer for it, and I am apt to believe in such case, the Lord Baltemore will first be called upon, and then his several Officers, to answer according to their severall Offences. Which I doubt not their sacred Majesties will cause to be truly examined into and whenever there shall come a lawfull power from England either by some person sent from thence or a Comission to some Gentleman or gentlemen that are in this Country I shall be as just and faithfull to support the government to the best of my ability as any man.

It is possible that the present state of affairs with us are such that it may be for the publick good of the Country to make up with matter of conveniency that which legallity doth not fully square with our present necessity. P. R. O. Colonial Papers.

I doubt not but this great and wise Body pollitick will duely consider which may be the best and fittest method to take in settling the peace and quiett of this Country, that we may soe remaine till their Majestie's Royall commands be made knowne here which doubtless will be to the rejoyceinge of us all.

And after this Boddy pollitick hath soe settled a method for peace and quietness he that shall after that and before power from England endeavour to disturb or make any alteration in the same cannot be deemed a friend to the publick good of this Province as I hope I shall ever be.

(Endorsed)
Maryland. 1689.
Copy of M$^{r}$ Smith's Papers
dated 16$^{th}$ Dec$^{r}$ 1689.

A Copy of Papers taken out of M$^{r}$ Smith's pockett when he was delivered a prisoner and searcht being not returned to him againe.

From Coll. Coode to the Council.

December 17$^{th}$ 1689.
S$^{t}$ Maries County in Maryland.

May it please your Lord$^{pps}$.

The within was sent your Lordships by one Ellis Command$^{r}$ of the Bark Mary of Maryland bound for London, which have presumed to second by the bearer Cap$^{t}$ Gillam Commander of the Ketch Crave. All possible care has been taken by their Majesties Subjects here, to the best of their abilitys in their present circumstances to represent their present condition to His Majesty whereby they have humbly petitioned his gracious Consideration of them, & a Settlement under a Protestant Government, particularly in the Declaration and Address of the Commanders and Officers in Armes for His Maj$^{tys}$ Service and the Protestant Interest, sent by Captain William Burnham Commander of the Ship Constant, and Cap$^{t}$ William Johnson Commander of the Ship Content bound for London, which was followed by another Address of the Representative body of the Province in a full convention of Assembly sent by John Cruchee Commander of the Brigantine. Happy Return of New York bound for Toptham, and by Cap$^{t}$ Thomas Everard Com$^{dr}$ of the Thomas and Susanna bound for London, all directed to your Lordships, wherein your L$^{dps}$ were humbly supplicated to represent the same to His Majestie being esteemed by us, the best means wee could make use of in our

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present circumstances for redress, and to demonstrate our dutifull acknowledgement and loyalty. I have herewith presumed (fearing the failure of what has been sent formerly) to enclose a Copy of our Declaration, and of the Address from the Representative Body of this Province in the Assembly likewise of the late King Jame's Letter to the late Governing power here, being a duplicate of one sent by the aforesaid Ellis. Humbly certifie that their Majesties Protestant Subjects here have from each County prepared their most dutiful Addresses for their Majesties of which six are come to my hands, and goe by the said Gillam, the rest shall follow by the first opportunity his haste not permitting time to stay for three, which is likewise the reason these sent are not so full of Subscriptions as they would be otherwise. Your Lordships are likewise humbly desired to present the same to their Maj^ties^ as the best acknowledgements their most dutifull Subjects cann Express of their Faith and Loyalty. In relation to his Maj^ties^ Affairs in these Northern parts of America, wee have this advice from the Governor of the Fort at New York, that the French have made attempt upon New England, but are repelled to their great damage, that they are all upon their guard against any attempts from Canada, as likewise wee are at this present in this Province daily expecting the inroads of the French and their Indians, but blessed be God wee are in a good posture of defence against them and the Papists here, the chiefest of which are fled and sheltered in Virginia, have addressed the Government there to secure them, especially from flying furthur, fearing their complication with our Northern Enemies may prove fatal to his Majesties Interests here; the dispondency of the Virginia Government has disabled us to give a more particular account hereof. Wee all humbly begg your Lordship would be pleased to intercede for us to his Majestie for a settlement amongst us under a protestant Government and appoint a hearing of our complaints and grievances which wee doubt not will incline his gracious consideration of us in order to our future happiness & security. Wee are in some sort covered from danger from the generous attempts of his Majesties Subjects of New England and New York, but are still altogether unsafe, till his Majesties pleasure relating to us be known whose service is the happiness as well as duty of

Your Lordships most
faithful humble servant.
Maryland J^no^ Coode.
17^th^ Dec^er^ 1689.

From Coll. Coode to the Councill.
Recd. from My L^d^ Shrewsbury,
7 Feb^ry^ 89
per Cap^t^ Gillam.

The Narrative of Barbarah wife of Rich[d] Smith of Puttuxent River in Calvert County in the Province of Maryland. P. R. O. Colonial Papers.

30[th] Dec[er] 1689.

Upon the 25[th] of March last a rumour was spread abroard about the mouth of Puttuxent River that Ten Thousand Indians were come down to the Western Branch of the said River. whereupon my husband went up to the said Western Branch where he found noe Indians but there a strong Report that nine Thousand were at Matapany and at the mouth of Puttuxent and that they had cutt off Cap[t] Bournes Family and had inforted themselves at Matapany, which was all false, upon these rumours the Country rose in Arms, but after diligent search and enquiry in all parts of the Province this rumour was found to be only a sham and noe Indians anywhere appeared to disturb or molest any the People of our Province. All which reports I do verily believe were designedly spread abroard to incite the People to rise in Armes as afterwards by the like Sham they were induced to doe. For in the latter end of July following one Cap[t] Code, Coll. Jowles, Maj[r] Beal M[r] Blackiston with some others appeared in Armes and gave for their pretence that the Papists had invited the Northern Indians to come down and cutt off the Protestants and that their descent was to be about the latter end of August when roasting Eares were in season and that they therefore rose in Armes to secure the Magazine of armes and amunition and the Protestants from being cutt off by the said Indians and Papists, this was their pretence to those they found very apprehensive of the said Indians to others they said their design was only to proclaim the King and Queen, but when the afores[d] persons with some others had gathered together a great number of People together they then came out and seized upon the Government, who withstood them first at S[t] Maryes in the State House where the Records are kept, whom the said Code and his party soon overcame and seized upon the Records, from thence he proceeded with his party to Matapany House, wherein Coll. Darnall with some Forces as many Protestants as Papists had garrisoned themselves, but were soon forced to capitulate, surrender and yeild, to the said Code and his party. They having thus possessed themselves of the Government one Johnson Master of a Ship being bound for England, they gave him charge he should carry noe Letters but what was sent for themselves, and my Husband they arrested and put in prison for fear he should goe for England with the said Johnson to give an accompt of their proceedings

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and as soon as the said Johnson was gone they released him again. The said Code and his Complices then sent out Letters to all the Countys of the Province to choose an Assembly; what was done in the rest of the Countys besides Calvert and Ann Arrundell I am not acquainted with, but when the said Letters for the choosing of Burgesses came to our Sheriff to summon the people for that purpose he refused the same, they then went to M^r^ Clegatt Corroner and he also refused (who are both Protestants) whereupon Coll. Jowles rode about to give the people notice himself. When the County were come together most of the House Keepers agreed not to choose any Burgesses, and drew up an abhorence again^st^ such proceedings, the which Election was alsoe much opposed by our Sheriff, whereupon Coll. Jowles gathered his soldiers and caused the Election to be made by the number he had which was not above Twenty and of them not above ten that were capable of Electing. Coll. Jowles himself and Maj^r^ Beal his next Officer were returned for two of the Burgesses elected, and because M^r^ Taney the Sheriff and my Husband endeavoured to oppose the said Election, the said Code caused them to be put in prison. Neither for this Election nor in their Cause did almost any of our County appear that were men of Estates or men of note, but they to the contrary published an abhorence against such proceedings and were themselves as are most of our County Protestants. The County of Ann Arrundell which is accounted the most populous and richest of the whole Province, and wherein is but one papist Family unanimously stood out and would not Elect any Burgesses. About the 21^st^ of August, the Assembly of their calling mett before whom was brought M^r^ Taney our Sheriff and my husband, and Cap^t^ Code and his Complices having pretended they had the King's Proclamation for what they did my Husband demanded to see the same, but their Answer was take him away Sheriff M^r^ Taney likewise asking them by what authority he was called before them, Code answered, what, this is like King Charles, and you are King Taney, take him away. Notwithstanding upon the said Code's riseing as before is said, their pretence was chiefly to secure the Country against the Indians, yett all this while not until my coming away which was the 26^th^ of September last there was not the least appearance of any foreign or Home Indians coming to disturb us. What was there furthur proceedings in their Assembly I am not able to give any Account of but M^r^ Taney and my Husband were detained Prisoners at my coming away.

Barbara Smith.

In London the 30^th^ of December 1689.

M^rs^ Smith's Narrative of the trowbles in Maryland.

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To the Right Hon^ble^ the Lords Comm^ns^
of their Maj^ties^ Plantacōns.

The humble Petition of Barbarah Smith the wife of Cap^t^ Rich^d^ Smith in their Maj^ties^ Province of Mary^d^

Sheweth.

That your Petitionrs said husband together with M^r^ Michaell Tawney high Sheriff there, upon the rising in Maryland for choosing Burgesses in July last having had no knowledge of their Maj^ties^ accession to the Crown, & altogether ignorant of any change of Government in England they chanced to oppose the Elections purely to the end of keeping the Peace, and are well knowne to be very good Protestants not repugnant to Protestant Government.

And for as much as your Petitioner's said husband and M^r^ Tawney are now Prisoners, and have been ever since the 25^th^ of August last having a great charge of Children neere 100 miles of their habitacōn and in a very indigent Condicōn.

Therefore humbly prays your Lordspps Consideracōn of the premises, and in your great pity and compassion grant your Lordpps. speedy Order for their Discharge.

And your Pet^r^ as bound shall ever pray etc.

The Peticōn of Barbarah Smith.
1689.

The Narrative of Coll. Henry Darnall late one of the Councill of the Right Hon^ble^ the L^d^ Proprietary of the Province of Maryl^d^

31^st^ Dec^er^ 1689.

On the 25^th^ of March last Coll: Jowles sent word to the Council (then at S^t^ Marys) that three thousand Indians were coming down on the Inhabitants, and were at the head of Puttuxent River, and required Arms and Amunition for the people to go against the said Indians, all which was with all expedition sent him by Coll. Digges, the next morning I went up myself to Coll. Jowles, were I found them all in arms, and they told me they heard there was three Thousand Indians at Matapany (from whence I then came) I assured the people it was a false report, & offered myself to goe in person, if they could advise me where any Enemies were, Indians or others, whereat they seemed very well satisfied. I began to suspect this was only a contrivance of some ill minded men who under this pretence would raise the Country, as by what happened afterwards we had reason to believe upon the most diligent search and enquiry into this whole matter, noe Indians any-

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where appeared, and whenever any Messenger was sent to the place where it was said the Indians were come, there the Inhabitants would tell them they heard they were landed at such a place, but after long search from place to place and noe sign of any Indians, the people were pretty well pacified, and Coll. Jowles himself wrote a Remonstrance (the Copy whereof is here enclosed) which he signed; as did several others who had the Examination of this matter, the which was published in order to quiet the People, who in a few days seemed to be freed from their apprehensions. From this time until the 16th of July foll$^{g}$ the Country was all quiet and no appearance of any Enemy to disturb them Indians or else. On the said 16th of July a Messenger came to me at Matapany in the night time to acquaint me that John Coode was raising men up Potowmack, whereupon I informed the Councill thereof, who immediately dispatched a person to know the truth, but the said person was taken by Coode as a spy and by him kept, so the Council had no notice until two dayes of anything, when they were assured that Coode had raised men up Potowmack and that some were come to him out of Charles County, who were all marching down toward S$^{t}$ Maryes, and in their way were joined with Maj$^{r}$ Cambell and his men Coll. Digges having notice thereof got together about an hundred men and went into the State House of S$^{t}$ Maryes, which Cood and his party came to attack, and which Coll. Digges (his men not being willing to fight) was forced to surrender, wherein were the records of the whole Province, which Cood and his party seized. In this while Maj$^{r}$ Sewall and myself went up Puttuxent River to raise men to oppose said Cood and his party, where wee found most of the Officers ready to come in to us, but their men were possessed with the belief that Cood rose only to preserve the Country from the Indians and Papists and to proclaim the King and Queen and would do them noe harm, and therefore would not stir to run themselves into danger, soe that all the men wee could get amounted not to one hundred and sixty, but by this time Cood's party were encreased to seven hundred. The Council seeing how the people were led away by false reports and shams, in order to quiet them and give them all imaginable assurance they were clear and innocent of inviteing the Indians down as was laid to their charge offered to make Coll. Jowles (who was the cheif of their party next to Cood) Gen$^{ll}$ of all the Forces in the Province, and sent such an offer to him, who returned a very civil answer that having communicated what he wrote to his own men he had with him, they were extremely satisfied therewith, and gave us hopes he would come down to us, but to the contrary he went and joyned Cood at S$^{t}$ Maryes, to whom and to all, then in Armes there, the Council

sent a Proclamation of pardon upon condition they would lay down their armes and repair to their respective Habitations, the which Cood (as wee were credibly informed) instead of reading to the People what was therein contained, read a dyfyance from Us, whereby to enrage and not to pacify them. Cood and his party having thus made themselves masters of the State House and the Records at S^t^ Maryes, borrowed some great guns of one Cap^t^ Burnham Ma^r^ of a ship belonging to London, and came to attack Matapany House, the which when he came before he sent a trumpeter and demanded a surrender, we desired a parley and personal Treaty in the hearing of the People, which Cood would never consent to, wee knew if we could but obtain that in the hearing of the People, we should be able to disabuse them, and clear ourselves of what they were made believe against us, but this wee could never get at their hands, but to the contrary they used all possible means to keep the people ignorant of what we proposed or offered, and made use of such artifices as the following to exasperate them. They caused a man to come riding Post with a Letter wherein was contained that our neighbour Indians had cut up their Corn and were gone from their Towns, and that there was an Englishman found with his belly ript open, which in truth was noe such thing as they themselves owned after Mattapany House was surrendered. Wee being in this condition and no hope left of quieting or repelling the People thus enraged, to prevent effusion of blood, capitulated and surrendered. After the surrender of the said House his Lordshipp's Councill endeavoured to send an Acco^t^ of these transactions, by one Johnson master of a Ship bound for London to his Lordship the which the said Johnson delivered to Cood When wee found wee could send no Letters Maj^r^ Sewall and myself, desired of Johnson wee might have a passage in him for England to give his Lordship Acco^t^ of matters by word of mouth, which the said Johnson refused upon pretended Orders to the contrary from Cood. Whereupon Maj^r^ Sewall and myself went to Pensylvania to endeavour to get a passage there, upon which Cood and his party took occasion to give out, wee were gone to bring in the Northern Indians, but we missing of a passage there came back and stayd in Ann Arrundell County (who never had joyned with Cood nor his party) until the 26^th^ of September when (Maj^r^ Sewall then being sick) I myself got a passage hither in one Everard. As to their proceedings in their Assembly, I can give noe Account, only that they have taken several Prisoners. Henry Darnall.

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December 31^st^ 1689.

Coll. Darnall's Narrative
of the troubles in Maryland.
1689.

P. R. O. Colonial Papers.

Mr Sayer to Lord Baltemore

31. December 1689.

My Lord,

Since my last to your Lordship (which was in Johnson the verriest rogue that ever crost saltwater) there has not bin a more tragick comedy of rebellion acted, since the royall bounty of King James and King Charles of blessed memory bestowed upon your Ancestors the Charter of this Province of Maryland; to lay itt downe in all its acts, and scenes would be too tedious, there being some of the actors (whom God send safely to arrive) will give your Lordship an orall relation of all. I shall onely trouble your Lordship with some few particulars, which they (being forc'd to abscond) may not have notice of. As soon as the noise came into our County, that our Masinella Coade had gott at the head of five or six hundred men, Griff Jones sends a note to Clayland (then preaching) that he and his auditory must come away presently to the Court house which they did; where this villanous rascal persuaded the poor silly mobile that if they did not sign to that paper (a copy of which your Ldpp hath) they should all certainly loose their estates: Upon this our County (who were before as quiet as lambs) gott to such a head, and crying that all their throats should be cutt by the Papists, that if Coade's order for disbandeing of everybody then in armes had not come to Will: Combes, our timorous Magistrates could never have quietted 'em. With this order came up his declaration, which was read att our Court house the fourth day following which was the 15th of August, all people being warned to come and hear it by the cleark of our County Nicholas Lowe; Coll: Coursey being likewise invited for his advice by Mr Robotham who accordingly came, and advised them to lett no papers be read that came from any of the rebells, except they would permitt him, or that Mr Robotham himself would paraphrase, and lett the people know what damn'd falsities were contained in 'em; butt Mr Robotham reply'd, that if any body should contradict anything, in that humor the people were in, they should have all their braines knockt out; says Coll: Coursey, what did you send for me for, if you won't take my advice; would you have me hear a company of lyes tould against My Lord Baltemore, to whom I have sworn fidelity, and so have you; if your conscience will, mine won't permitt me to doe itt. After a great many arguments the Court was call'd, but noe Coll: would appeare with 'em; In short, my Lord, the declaration was read, with Coad's other orders by Nick Lowe, after which Mr Robotham (without mentioning the goodness or badness of the things read) asks them how they would dispose of the

County Arms, and who should be their Officers, never mentioning the duty or faithfulness they owed to your Lordship, and your substitutes (which I believe was forgettfulness, butt hoped that none of 'em (by what they heard read) would act anything against your Lordship, or your Countrey, and to be quiet and peaceable & in a small time all would be well. Two or three dayes after came up Coad's circular letters commanding every County to choose four delegates, who were to be ready at S^t^ Maries on the 26^th^ August. The 24^th^ they sent, for my arms and ammunition & Mad^m^ Lloyd's; betwixt thirty and forty men headed by Sweatnam, who had a warrant (in their Majestys' names) from Edward Man, Will^m^ Combes, and J^no^ Edmondson to take what arms, and amunition they could find for the country's use; for that our Indians (haveing fled from the towne, and cutt up their corne) had reported, that they onely staid till the two great men came from the North, meaning Coll: Darnall and Major Sewall, who the day before parted from my house. I was resolved to find out who was the Inventor of those falsities, and rid down to Oxford to our Burgesses, who were just then takeing boat, where I mett a great Company of people, who askt me whether I knew not of Coll: Darnall and Major Sewalls being at our Indian towne: No, said I; but I know they were last night att Coll: Lowe's, and are now gone home. Upon this I desired the Burgesses to send some people to the Indians, to know the cause why they deserted the Towne, and betook themselves to that swamp; they said, it was a folly to goe, for the Indians would not come out except Coll: Coursey came; I tould 'em a Jackahick from him would doe, and I would frame one, and send M^r^ John Hawkins with itt, Att last they pickt out four or five men (who knew best where the Indians were) and signed instructions for 'em to enquire as above; they went, and brought the answer which your Ldp has a Copy off. This was the Tuesday; & because Will: Combes was to muster by Coade's order on Thursday, I stay'd with him, to see how my old souldiers would look upon me being cashier'd. On Thursday night I came home. The Wednesday following came a Justice of peace and three or four more, who had a kindness for me, and askt me where I was last Saterday where, sayes I, here: Lord Jesus! said they, what lyes goes abroad? why, what's the matter? said I; Begod, said the Justice, Dick Sweatnam had much adoe to keep Capt: Hatfield and his Company from comeing to take you; take me, said I; for what? why, sayes he, there's two men att old Watts' will swear that last Saturday they see you over against the Indian towne, where you shot of two pistols, and three or four cannows full of Indians came over to you, to whom you tould that within ten days you would be with 'em at

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P. R. O. Colonial Papers. the head of a thousand other Indians. I asked the fellows names; & they tould me, and that they lived by the Indian Towne, and desired me withall to make hast to Major Combes, for th[t] Sweatnam was gone to tell him the story. The next day I went to Combes's, where meeting his wife att the door, she imediately cryed out; O Lord! Coll: I was always glad to see you, but now am ten times gladder than ever I was; why? says I, why, says she there's a parcell of lying devills would persuade the people that you were att the Indian Towne last Saturday, butt that I tould 'em you were a Thursday att our house, they would all come to your house. My husband's gone to the Indian Towne to know the certainty. Well, sayes I, I'le stay till he comes back, and he sha'nt be hanged for your sake; nay gad, sayes she, if I knew this would have excused him, I had not spoke a word. I stay'd till they came back, and tould me that the fellows said they were tould so by an Indian, and the Indian being questioned said, he heard it from two of the Nanticoke Indians, and so itt was put of from one to t'other till itt was lost, and they all say now (being deceived so many times by these sham reports) that if I should really deal with the Indians against the Protestants (which God forbid I should be so wicked) they would never believe itt, yett those damned malitious stories was in a fair way to pull my house downe about my ears; and which has really turned your Lordship's Government out of the Province; for they doe not pretend to meddle with your Lordship's title to itt. Coll: Darnall and Major Sewall wont come so well off about their treaties with the Northern Indians, altho' there is as much truth in one as t'other.

Last Saturday Jack Llewellin came up to my house, and gives me this brief account of the Assembly The first thing they did (after they voted themselves a full house, tho' there were ten of the forty two absent, viz[t] Anarundell, Somersett, and two of Cecill, but Somersett came over the last day, and excused their delay, saying, they heard all things were done in your Lordship's name, but indeed they intended to own no other power but their Majesties which excuse was readyly accepted of nemine contradicente. Little Jenkins was chief, whom your Lordship may remember, and I hope will. They fixed upon the State house Doore a prohibition that no Papist should come into the citty dureing the Assembly. The rest of the transactions your Lordship will see in the papers, which Jack Llewellin has promised to give to my man who's goeing down with him; Onely I must tell your Lordship that the Committee of Secrecy appointed for the discovery of Coll: Darnalls and Major Sewall's dealing with the Northern Indians is kept on foot still; It's composed of Blacstone, Jowles, Gil-

bert Clark, and one or two more I forgott: Upon their report to the House (which was presently voted to be entered) a vote past that letters should be sent to each neighbouring Government, as farr as new England, that the house had found by severall substantiall evidences that your Lordship's deputies have been tampering with the Northern Indians to come in and cut off the Protestants, and therefore desires all of 'em to hold a strict correspondency with this Government and to take up all persons of this Colony that shall seem any way suspicious; This is the purport, but I'me promised a copy of the letter ittselfe. The grand Ordinance is not yett come up, which must give the measures to all their actions both civill and millitary. Your Lordship will see in itt all the Officers, and by that know that those that have gott Estates under your Lordship, are as ready to serve Jack Coade as your Lordship, butt there are some entered that I'me sure will never comply with itt. People in debt think itt the bravest time that ever was, no Courts open, nor no law proceedings, which they pray may continue, as long as they live. I asked why Coade & his Councill divested themselves of that supream power w^ch^ they usurped att first; and t'was tould me that Coade proposed to the House to have a standing Committee to receive all appeals, and be as the Grand Councill of the Countrey; but the house would be all alike in power; that the Officers civill & millitary of each respective County should give definitive sentences in all matters whatsoever, till further Orders out of Engl^d^ so that Coade & his adherents now have no more power out of their County than we cashiered Officers. They have drawne many impeachments against severall, which are not sent home, and which they keep untill the King sends or orders Comm^rs^. It's a pleasant thing to see the rascals in their cupps, Coade calls himself Massinella, but vaunts he has outraigned him, & little Taylard is his Higgins; Jowles will be Count Scamburgh & Vivian Beal, Argyle; Furlin, glories in the name of Ferguson, and Cheseldyn is speaker Williams, but the Dog will never have so much witt; & I believe that if those persons of honour whose names they usurp did but know what villians they were, instead of a recompence (which they expect from His Majestie) would gett an order that they may be try'd & hanged. And now I think I have given your Lordship trouble enough to spoile your next meale; yett, my Lord, this comfort remains still, that the best men & best Protestants such as Coll: Coursey, Coll: Codd, Coll: Wells, and a great many others (men of the best Estates, & real professors of the Protestant Religion) stand stifly up for your Lordship's interests.

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This onely more I have to say in my own behalf, being att

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present much afflicted with the Gout, as I have been this pretty while, which will be enough (I hope) to gain your Ldp's pardon for all faults committed in this relation. Comitting your Ldp and family to the Protection of Allmighty God, presenting my humble duty to your Ldp, & Lady, & my humble service to little Master, & the young ladies, I am, My Lord

Your Lordship's
most humble servant
Peter Sayer.

(Endorsed)
Maryland—1689.
Mr Sayer's letter to my Lord Baltemore
Recd from my Lord Baltemore
31. December 1689.

(7 Ian. 1689/90.)

P. R. O. Col. Entry Book, Vol. 52, p. 146

Memd

The Lords of the Committee for Trade and Plantations desire my Lord President to lay before his Majesty that they may read severall letters presented to them by the Lord Baltemore Proprietor of Maryland the copies of two addresses and other papers with a declaration in Print from the Inhabitants there, whereby it appears that the inhabitants having not received any orders from the Lord Baltemore have of their own accord proclaimed their Majesties and remaine in armes in opposition to the Lord Baltamore's government, whereupon their Lordships are consulting Mr Attorney Generall touching the Powers granted by Charter to the Lord Baltamore in order to such a settlement of that Province as may be most for his Majesty's service and are of Opinion that in case the same cannot be done before the departure of the ships for Virginia a letter from his Majesty may be sent to those in the Present administration of the Government in Maryland approving of their having proclaimed their Majesties and ordering them to preserve the Peace and to take care that no spoile or violence be committed and that things remain in the condition they shall be in at that time untill his Majesty's further pleasure shall be known.

Councill Chamber
the 7th of Ianuary 1689/90

P. R. O. Colonial Papers.

My Lord Baltemore's Memll for the Members to be summoned.

7 Janry 1689.

I most humbly begg your Lordshipps that I may be favoured in having such Inhabitants, Traders and Merchants as have

lived, and dealt to my Province this five and Twenty Years and upwards called before this Committee of Plantations to declare and testifie before their Lordships their knowledge touching the charge in General against me contained in a declaration lately sett forth and sent by Capt Jno Coode and his Adherents now in Maryland. P. R. O. Colonial Papers.

C. Baltemore.

7th Janury 1689.

My Lord Baltemore's Memll for
the Members to be summoned.
7th Janry 1689/90.

A List of Inhabitants & Traders
to Maryland give by Ld Baltemore.

Coll. Tailler, Mr Abington } Old Inhabitants.

Mr Lillingston a Minister of the Church of England and has many years been an Inhabitt

Mr Henry Coursey Junr, Mrs Smith } Natives of Maryland.

Mr George Robing an Inhabitant.

Mr Sam. Groom, Capt Phillips., Capt Watts. } Merchants & Traders to Maryland.

From Mr Coode to Mr Bacon.

January 10th 1689.

Sr.

I writt to your Honours a Letter dated November the 16th concerning our Popish Fugitives lately absconded and fled into your Colony, by an Express who gives an Accot of your receipt of the same, to which wee hoped and daily expected some sort of answer but have not hitherto been soe happy to know the pleasure or resolution of your Government in that Affair, since which it hath happened that the said Sewall and Woodcock (of which your Honours had notice in my former Letter) with one Cecilius Butler, George Mason, Wm Ayleworth, George Jo. Freeman and other Papists are in a hostile manner in a yacht belonging to the said Sewall come from York River into this Government, and have barbarously murdered Mr John Payne his Majtys Collector for Pottupen and the Bay district, onely coming on board and demanding the reason of the said yachts going and coming from and to this Province without due Entrys & cleareing. The said unfortunate Gentleman

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that was soe inhumanly murdered in the above execution of his Office had onely four men with him in his owne little boat, and came on board the said yacht without any violence expressed or offered to any of the said murderers while he was discoursing with them as above with his hand on the tafferell of the said yacht he was shott dead, the rest in the boat had much adoe to escape with their lives, being persued to the very shore, where they saved themselves by the shoaleing of water, and some defence they made in their flight by some Firelocks they had in the boat. There are hues and crys and a proclamation for the for the said murderers gone thro' this Province and into the neighbour Governm$^{ts}$ to the Northward, but since wee hear they have made their escape and are fled back again into the Collony of Virginia under your Goverm$^{t}$ I am informed that the said Sewall and Butler were then on shoare when the Fact was committed and beheld the Action, but gave particular orders (especially Sewall) for what was done, and to justifie himself owned before divers witnesses (but I hope with the greatest injustice & untruth) that he had a permitt from your Honours for this last attempt of coming into this Province. This may it please your Hono$^{rs}$ you may be assured is the naked truth of the matter of Fact and circumstances. I am therefore again willed to desire that the persons mentioned in my former Letter may be returned hither under a strict guard, especially Sewall, Butler, Mason, Ayleworth and Freeman, whom together with the rest of the Company in the said Yacht when the aforesaid Fact was committed (to us unknown) wee do accuse of the said murder. There is likewise one Gulick a Jesuit likewise fled for treasonable words against their Maj$^{tys}$ (as I am informed) into your Collony, which desire may be apprehended likewise and sent back, had it been possible or justifiable for us to apprehend or secure them when fled into Virginia without permission of that Governm$^{t}$ this unhappy accident had not happened, and his Maj$^{ty}$ had not been deprived of soe loyall a subject and faithful an Officer, for they could not escape to the Northward, the Governm$^{ts}$ on that side being very vigelant and kind to us in that particular, therefore are forced to repeat my forementioned request that you use your utmost diligence, that the aforesaid Criminalls and Yacht may be returned, wee being still in danger of some private murderous attempt from thence, and without your assistance know not how to help it.

S$^{r}$ His Maj$^{ty}$ in his Orders by Gillam to this Province commands that the Ships from hence sayle in fleets, wee suppose the like order is come into your Government, and therefore I have thought fitt to desire you would be pleased to take that

wee may regulate ours relating to the Shipping here accordingly to the best advantage for his Majtys Service. P. R. O. Colonial Papers.

I am Your Hons most humble Servant
Jno Coode.

Maryland. 20th Janry 1689.
Copy of a letter from Mr Coode
to Mr Bacon Pr of Virginia.
Recd 14th Aprill 1690.
from Mr Coode.

To the Right Honble the Lords of the Committee
for Trade and Plantations.
11th Janry 1689/90.

The Petition of Charles Lord Baltemore.

Humbly Sheweth.

That your Petitioner was ordered to attend your Lordships on Tuesday the 7th instant, which he did, and brought with him several Persons, Inhabitants and Traders of the Province of Maryland, who have had long knowledge of your Petitioner's manner of Government there, that your Petitioner was then ordered by your Lordships to attend His Majesty in Councill upon the Thursday following, which accordingly your Petitioner did with the Persons aforesaid but was told by Mr Blathwayt your Petitioner was again referred to your Lordships, whose order your Petitioner hath received to attend to this day.

Your Petitioner humbly prays your Ldps that you will be pleased to grant him a hearing before yor Lordships concerning the present disturbances and troubles in the said Province of Maryland, in order to the quiet resetling the same in the hands of your Petrs Deptys & Officers, that Law & Justice (by these troubles obstructed) may again have their due course to the general good of his Majtys Subjects there, and that your Lordships will be pleased to admit the Inhabitants and Traders aforesaid to speak their knowledge in anything relating to the Affairs of the said Province.

And yr Petr shall ever pray etc.

Recd the 11th Janry 1689/90.
The Lord Baltimore's Petition.

Humble Proposalls of Charles Ld Baltemore
to the Rt Honble the Lords of the Committee
for Trade and Plantations.
14th Janry 1689/90.

That those Persons that are in Commission for Deptys, Coun-

P. R. O. Colonial Papers.

cill & Justices of the Province of Maryland shall be removed for the satisfaction of His Majesty.

That a Commission shall be forthwith sent to one M^r^ Henry Cursey to be Deputy Governor a person of good repute and credit and well esteemed by all the Inhabitants of Maryland he being of the Church of England and a very ancient liver and Inhabitant there, as most of the considerable dealers and Traders to that Province can testifie.

That such other persons that are profest Protestants and men of good repute, credit and Estate (as several of the Traders and Dealers to Maryland can also testifie) shall be nominated and impowered to be the Councill there, to whom his Lordship prays the Kings Commands and Directions for the full Examination of the truth of all such matters pretended by John Coode and those other persons joyned with him to be the cause of their taking up Arms and possessing themselves of the Government there.

That his Lordship does not desire (if His Maj^ty^ forbid) the prosecution or any way molesting the said Coode and his adherents for any Act or thing done by them against the Governm^t^ his Lordship being willing to give good security and to remain as a pledge here that His Maj^ty's^ Commands and Orders herein shall be most faithfully and punctually obeyed.

This his Lordship is fully assured will give all the satisfaction the Inhabitants in general there can desire, and which his Lordship is likewise certain all the Merchants, Traders and Dealers for that Province will be very much satisfied with.

His Lordships Proposalls to the
Right Hon^ble^ the Lords of the Committee.
Read the 14^th^ January 1689/90.

P. R. O. America–West Indies, No. 556. B. D. p. 52

Virginia
January 29^th^ 1689/90.

Sir,

I wondered when I recd: your letter this morning dated the tenth instant but I found by the messenger that it was written on Friday last, so that I perceive you have not received the account of the proceeding of the Councill here concerning the death of their Maj^ties^ collector, M^r^ John Payne, upon the first notice whereof I sent my warrant and secured John Woodcock and George Mason but George Mason was so dangerously wounded that it is yet doubtfull whether he will live or no and my warrant is yett out for Will: Ayleworth and Brother Will, and hope I shall suddenly have them in custody.

Their Maj^ties^ Councill having mett at James City the 16^th^ ditto have ordered that no Collector shall cleare any European

ships or vessell until the first of March in order to their saileing to Point Comfort in James River there to make up their Fleete, but not to saile untill the 15th of March, a coppy of which Order is sent to Mr Blackiston their Majesties Collector in the Province of Maryland, which I doubt not but will be duely observed, which is all at present from

P. R. O. America–West Indies, No. 556. B. D.

This is a true copie
Jno Coode B. D. p. 52.

Your friend
Nathaniel Bacon. Pr.

(Indorsed)
From Coll. Bacon to Mr Coode in Maryld
In answer to a letter
of the 10th Iany

The King's letter to the Governor of Maryland to preserve the peace etc (1 Feb. 1689/90)

P. R. O. Col. Entry Book, Vol. 52, p. 148

William R.

Whereas by your declaration and by the Copies of two addresses laid before us the one entituled an humble address of our Loyall Protestant subjects Inhabitants of our Province of Maryland, The other being the address of the Representatives of our said Protestant subjects, the originalls whereof as we are informed have been intercepted by the French. We are given to understand the Reasons and Motives for your appearing in Armes, upon notice of Our accession to the Crown with your rediness in proclaiming us and the Queen within that Province And being also assured by you that you will secure the Goverment thereof in such manner as you can for our service untill our Royall Pleasure shall be known therein. We have thought fitt hereby to signify our Royall approbation of your having proclaimed Us and the Queen and we do further authorize and impower you to continue in our name your care in the administration of the Government and presevation of the peace and properties of our Subjects, according to the Laws and usuage of that our Province untill upon a full examination of all matters and hearing of what shall be represented to us on the behalf of the Proprietor and his Right. We shall have taken such finall resolution and given such directions for a lasting settlement as shall most conduce to our service and to the security and satisfaction of our subjects within that our Province and in the mean time We are pleased to direct you to suffer the Proprietor or his agents to collect the Revenues arising there and that such part only of the said Revenue be applyed by you for the support of the Government as hath usually been allowed and applied by the said Proprietor to that Purpose And we do

P. R. O. Col. Entry Book, Vol. 52.

further strictly charge and require you to take especiall care that the severall Acts of Trade and Navigation be duely observed and put in execution within our said Province And so we bid you Farewell. Given at our Court at Whitehall the first day of February 1689. In the first year of Our Reign.

By his Majesty's Command
Shrewsbury

To such as for the time being take care for preserving the Peace and administring the Laws in our Province of Maryland in America.

P. R. O. Colonial Papers.

From M^r^ Coode to M^r^ Bacon.
Maryland. 8^th^ Feb^ry^ 1689/90.

S^r^

In Answer to yours of the 29^th^ Jan^ry^ make bold to represent to your Hon^rs^ that I wonder more as I have just reason that you have not been pleased to returne any satisfactory Answer (except what concerns the shipping) to either of the former letters, which y^r^ Hon^rs^ received from hence, in the last of which others besides those mentioned in your Letter are accused of the murder. Maj^r^ Sewall by whose instigation that Fact was done, and afterwards justified, is not soe much as mentioned, M^r^ Joseph and others of which your Honor had notice in both are unconfined and at large, particularly priest Hubbard is at his Popish patrons M^r^ Brents in Stafford County. Your Honor may be confident wee can make good our charge against them, and consequently I still hope that the Kings Enemies or the Toleration of Popery or popish priests will have noe countenance for your Honours in Virginia that your Gentlemen can look through that pretence which makes your kindness a retribution for the protection yourself and others received in Maryland, when you fled hither from the rebellious outrages in Virginia you were then sheltered by a Protestant Governor and most in Protestant houses to the great regret of the Papists, myself lay then upon the water three long winter months in y^r^ defence. and as your Honours may remember that as your loyalty drove you thence, so I humbly begg you would be pleased to believe that the great guilt of which they are accused particularly of treason oppression, tyranny and murder hath forced these fugitives to you, which hath made the case different, and our circumstances so grievous that wee must still stand upon our guard against any more attempts from them; therefore I continue still to desire what has been so often requested in my two former Letters in which have noe other end than the security of their Majesty's Subjects and Province, and securing Tray^trs^ and murderers fled to you

for being Enemies to their Majᵗⁱᵉˢ Interests and Subjects, if it be pretended that here is noe lawfull Government then there is not, nor can be any other at presᵉⁿᵗ in this Province, the late governing authority being disabled upon the above Accoᵗˢ of being Papists by the Kings Proclamation to America, if that relates not to Maryland, his Majᵗⁱᵉˢ Officʳˢ for his Customs here have no commission since the late King James his abdication, which t'is unreasonable to imagine. I write not this to inform your Honoʳˢ but to desire you would be pleased to apprehend that wee know our duty which has obliged our lives & fortunes for the service of King William and Queene Mary I am P. R. O. Colonial Papers.

Yʳ Friend
Jⁿᵒ Coode
Commandʳ of the Military Affairs
in Maryland.

Our Messenger misrepresᵈ the date of my Letter.

From Mʳ Coode to Mʳ Bacon.
Recᵈ 14ᵗʰ Aprill 1690
from Mʳ Coode.
He solicites the securing and
sending back Mʳ Sewall & others.

Captain Nicholson's receipt for the
Letter to Maryland.

18ᵗʰ Febʳʸ 1689.

Received then of William Blathwayt Esqʳᵉ a letter under his Majesty's Signet directe to such as for the time being take care for preserving the seall and Administrating the Laws in His Majesty's Province of Maryland in America, which letter is put into my hands to be sent with care to Maryland upon my arrivall in Virginia.

Fʳ Nicholson.

18ᵗʰ Febʳʸ 1689.

From Mʳ Coode to the Secʳʸ of State. P. R. O.
Maryland. 18ᵗʰ of Febʳʸ 1689.

May it please yoʳ Honʳˢ

These enclosed from myself to your Honoʳˢ being a Letter of account of Letters to yourselves whereto this is especially referred. The late murder committed upon His Majᵗⁱᵉ in his Representative Mʳ Payne is begged the consideration of and

P. R. O. especially advised to in Letters hince to yo^r Hon^rs and the Comission^rs of his Maj^ties Customs.

I am in all fidellity

Y^r Ldps most humble Serv^t
Jn° Coode.

18^th Feb^ry 1689/90
Virginia

From M^r Coode to the Sec^ry of State.
Rec^d the 14^th Aprill 1690.
Referrs to another inclosed, the murder of M^r Payne the King's Collector
A Particular acc^t of it sent to the Comm^rs of the Customs.

P. R. O. Maryland B. I. Vol. 2, B. E. p. 11

Iohn Coode to the Secretary of State
March 24^th 1690.
St. Maries County in Maryland.

May it please your Lordships,

I have presumed by severall conveyances to give your Lordships an account of the proceedings of their Majesties protestant subjects in this Province for their Majesties service (to witt) by Captain William Burnham Commander of the Constant bound for London and Captain William Iohnson commander of the Content bound likewise for London, in the declaration and addresse of the Officers and souldiers then in Armes in this Province, By Iohn Crouchee Comander of the Brigantine Happy returne of New Yorke bound for Papsam in the generall addresse from the respectatives of the whole Province in a full and free convention with a duplycate of the same by Captain Thomas Everitt commander of the Thomas and Susannah bound for London.

I have presumed likewise to second there with an Account of the same in a Letter to your Lordships including an Answer to your Lordshipps Packett intimateing his Majesties Commands by Captain Samuell Gilham Commander of the Keetch Crane being a summary account of those sent by the aforesaid Vessell by Captain Samuell Ellis, commander of the barke Mary of Maryland bound for London Allsoe the declaration and addresse and Coppies of former letters and papers (allready sent your Lordshipps) sent by the said Gillam, By all which your Lordshipps may see I have omitted noe opertunity to make knowne our present circumstances and humbly begg your Lordships favourable representation of our Case and condition to their Majesties. Since these wee have been much disquieted and disturbed by the Papists and the discontents of th^t faction against their Majesties knowne Interest

and the publick safety though I have omitted nothing conduceing to the preservation of the peace and security of their Majesties Province till a further settlement or Order from their Majesties some of our late deputies under Lord Baltemores commission escaped hereupon into Virginia and were (as they are still) sheltered by th^t^ Government from whence (notwithstanding that Government had from my Selfe an express an Account of their circumstances and was verry earnestly requested to secure them) they are permitted to have frequent returns into this Province with men and Armes as oppertunity presented and notwithstanding our uttmost Endeavors and dilligence to prevent and obviate all danger from them M^r^ Iohn Paine his Majesties Collector here a true Loyall Couragious and zealous protestant was most barbarously murthered by them, I have presumed to trouble your Lordshipps and their Majesties commissioners with what hath passed relating to th^t^ affaire and those fugatives fled thither for protection by the Abraham and Iames Captain Fyfield Comamder and the Barke Maryland mercht. of Biddiford Captain Marke Whitson Commander which I doe humbly Offer to remind your Lordshipps by this, Major Richard Seawell sonn to the Lady Baltemore one of the late deputy Governors and secretaries of this Province (with others whom wee have sufficient to accuse of tyranack and treasonable practices) fled with a small yacht with armes and ammunition into Virginia from whence returned suddenly againe into this Province, upon his returne came a shore In the intrim the said M^r^ Paine Collector in a small boate with four men went on board and civilly demanding and reasoning with them of their comeing and goeing into and from this Province without due report entering or clearing the King's Officers, was immediately shott dead, the rest with him in the boate with much difficulty saved their lives being pursued to the verry shore where they saved themselves by the shoalness of the water and some defence they made with some fire Armes they had in the boate, the murderers (with the yacht escaped into Virginia, Seawell was then a shore when the fact was committed but suddenly fled back allsoe into Virginia where he is still at libertie, Onely four then in the yacht I have an account of from M^r^ Natha^l^ Bacon that they are in custody after severall messages and expresses from hence relateing to them, Off said Seawell I have this to say and cann prove by sufficient evidence th^t^ he menaced the said Paine's death before the fact th^t^ he gave particular Orders for what was done and th^t^ after his return to Virginia he owned and justified the doeing of it, All this I have often in severall letters laid before the Government and have earnestly begged th^t^ the murderer together with the other fugatives may be sent

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back or secured for Iustice or from doing further mischiefe to their Majestie's Protestant subjects on this side but have noe satisfactory answer, instead thereof one of their Majesties' evidence with the said Paine when the murder was committed and some time after being in Virginia was apprehended and imprisoned and we heare putt in Irons. M^r^ Christopher Rousby th^t^ preceeded M^r^ Paine in said Office of Collector had the same tragicall end being barbarously murdered by one Coll: Geo: Talbot an Irish papist and Chiefe Governor here after Lord Baltemore had endeavored by false informations and suggestions before the King & Councill to deprive him of his life, I doe withall humbly lay this naked and true account of this affair before your Lordshipps that your Lordshipps may not be surprised nor our true zeale and endeavors for their Majesties service receive any diminution from those staggering gentleman of th^t^ Government th^t^ have made themselves soe highly interested in th^t^ affaire And will doubtless endeavor to justifie their late unkindness and injustice to us by all sorts of Artifice, This your Lordshipps may be assured is the onely person that hath received any corporall harme since our first appearing and declaring for King William the souldiers being verry carefully and industriously prevented from committing any outrage upon the perpetrating of th^t^ murder nor any papist or other plundered by any person whatsoever All Charges paid by a provinciall Convention of the Representatives of the Province which is to meet againe the first day of Aprill In the meantime with all dutifull humility and becoming loyallty Wee are in earnest expectation of his Majesty's gracious pleasure relating to us without which nothing cann make us happy Wee therefore againe humbly request your Lordshipps favourable representation of our condition to his Majesty haveing noe other as wee cann have noe better to interceed or speak in our behalfe from the difficulties that have rendered our sending any Agents hence doubtfull and dangerous from the want of shipping here upon our first motion and the french Pyratts interposeing being moreover in dayly expectation of his Majesty's particular care of this Province dissability and povertie of a distressed people under a long tirannack arbitary Government notwithstanding which disadvantages wee not in the least doubt his Majesty's gracious acceptation of our dutifull endeavours for his Majestie's Service which have been managed without any sort of Selfe Interest or Cruelty towards our Enemies or Oppressors against whom wee are and shall be ready to make good our just complaint when thereunto required.

As to publick affaires relating to his Majesties Service in America, wee have this advice from Barbadoes in a Letter

from Coll: Steed present Governor of th^t^ Island th^t^ by the courage and resolution of th^t^ Government they have not onely preserved themselves but have made considerable attempts upon the French and taken Marygall and St Bartholemews and St. Martins and question not to carry Martinen and St. Tophars from New Yorke the present Governor there informes th^t^ the Canada French have Barbarously massacred the Inhabitants of Scharnecksteed a towne neare Albany, The forces of New Yorke are in pursuite of the enemies have sent hither and to Virginia for some assistance The Virginia Government will not be concerned, howsoever wee of this Province are necessatated to contribute the best we can against soe dangerous and known an Enemie having certaine Intelligence from some prisoners th^t^ they will suddenly attempt Province and Pensulvania of whens we are in dayly expectation and have made preparations for which wee are in great want at present of ammunition the late Governors had not in the publick Magazine (when the Government was surrendered) above 400 lbs of powder and about 4000 lbs shott and 400 fire armes have however from private stores provided to defend the Province till recruits come which wee hope by the Shipping those Ships th^t^ have been long in the country are cleared to Virginia to joyne the fleet home ward bound by appoyntment of that Government onely Fyfield and Whitson sailed directly for England with the necessary account to your Lordships of the present estate of Affaires in this Province. I make bold to assure your Lordshipp th^t^ as I have the Chiefest trust reposed in me by the souldiery and convention soe will to the hazard of all th^t^ is valuable and neare to me discharge the same for his Majesty's service and the security of this Province and the Inhabitants thereof begging your Lordshipp's pardon for this trouble, I am

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May it please your Lordshipps
Your Lordshipps most faithfully Obedient
and humble servant
Iohn Coode.

(Endorsed)
From M^r^ Coode to the Secretary of State
24^th^ March 1690
Read in Councill 26^th^ Iune 1690.

To the King's most excellet Majesty
The humble petition of William Payne. D. D.
Sheweth,

That your Peticioner and brother Iohn Payne Esq^re^ your Majesties late collector in the Province of Maryland who had

P. R. O. Col. Entry Book, Vol. 52, P. 163

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signally manifested his Loyalty and good affections to your Majesties cause in the late Protestant Association in which he was a Captain of Foot was on the third day of Ian$^{ry}$ last murdered in the execution of his Office by some Papists confederate with one Major Seawell a late popish Governor there on board a yatch belonging to the said Seawell which by his order refused to submitt to your Majestie's authority and when the said Iohn Payne came in your Majestie's name to search the said yatch according to his office, they shot him dead in his boate and then fired upon his men and persued them towards the shore but afterwards they fled to Virginia which the said yatch where some of them are taken and put into custody.

Your Peticioner therefore prayes the speedy justice may be done upon those Traytors and murderers and that your Majesty will be pleased to give order for the tryall of those who are taken and the apprehending of the others as Your Majestie in your wisdom shall think fit

And that Peticioner shall ever Pray.

p. 172

At the Committee for Trade and Plantations
At the Councill Chamber at Whitehall
the 17$^{th}$ of Aprill 1690.

Present.

| | |
|---|---|
| Lord President | Earl of Fauconbridge |
| Earl of Pembroke | L$^{t}$ Gen$^{ll}$ of the Ordinance |
| Earl of Nottingham | M$^{r}$ Comptroller |
| Earl of Torrington | Master of the Rolles |

The Right Hon$^{ble}$ the Lords of the Committee for Trade and Plantations having received the Petition of D$^{r}$ Payne setting forth th$^{t}$ his Brother Iohn Payne his Majesty's Collector in Maryland had been murdered there in Ianuary last in the execution of his office their Lordships order a copy of D$^{r}$ Payne's Petition to be sent to the Right Hon$^{ble}$ the Lords Commissioners of his Majesty's Treasury for their Lordship's information to the end their Lordships may give directions for the appointing another Collector in his stead.

p. 169

Report concerning the murther of M$^{r}$ Payne
Collector of Maryland. 17 April 1690

May it please your Majesty,

We have examined the Petition of D$^{r}$ William Payne setting forth th$^{t}$ his brother Iohn Payne your Majesty's Collector in the Province of Maryland in America was in Ianuary last murdered in the execution of his office by some Papists confiderates with

one Major Seawell late Deputy Governor there, by a shott from on board a yatch belonging to the said Seawell that the malefactors making their escape into Virginia some of them are now seized and in custody there and thereupon humbly praying that speedy Iustice may be done upon the malefactors. Wee have likewise seen severall letters and Copies of letters from Mr Coode who is now Chief in the Government of Maryland on your Majesty's behalf and from Coll: Bacon President of the Councell in Virginia by which it appears that the said murder was committed in the manner alleadged by the Petitioner, that some of the criminalls are in custody in Virginia and Warrants issued out for apprehending the others so tht we have only to offer to your Majesty that in Order to the punishment of so heinous a Crime your Majesty do cause letters to be prepared for your Royall signature unto the Lt. Governor and Councill of Virginia & to Mr Coode & such as may be in the administration of the Government of Maryland that the malefactors may be brought to a speedy tryall either in Virginia or Maryland where the Fact shall appear to have been committed and that Iustice may be done as to Law shall appertaine

P. R. O. Col. Entry Book, Vol. 52.

All which is most humbly submitted

Councill Chamber
17th Aprill 1690.

At the Court at Whitehall the 24th Aprill 1690 p. 170

Present the King's most excellent Majesty in Councill.

The Right Honble the lords of the Committee for Trade and Plantations having this day presented a Report to his Majesty at the Board in the words following vitz.

May it please your Majesty

His Majesty in councill was pleased to approve the said Report and to order that one of his Majesty's Principall Secretarys of State do forthwith prepare letters for his Majesty's Royall signature to the Leut. Governor and Councill of Virginia and to the Present Government of Maryland as is proposed in the said Report.

The King's letter to the Government of Maryland upon Mr Payne's death. 26 April 1690 p. 171

William R.

Trusty and welbeloved we greet you well Whereas we are informed by the Petition of Doctor William Payne that his Brother Iohn Payne Collector of Our customs in our Province

P. R. O. Col. Entry Book, Vol. 52. of Maryland hath been lately murdered in the execution of his office by some Papists confederates with Major Seawell late Deputy Governor of that Province and that the Malefactors making their escape into Virginia some of them are seized and in custody there and Warrants are issued out for apprehending the others, we have thought fit hereby to signify our will and Pleasure that you do all that in you lies for the punishment of so heinous a crime and bringing the said Offenders to speedy Iustice within our Province of Maryland if the Fact shall appear to have been committed there In which case if any of the malefactors shall have made their escape into Virginia or other neighbouring Colonys you are to make application in our name to the Commanders in Chief there that they may be conveyed in safe custody into our said Province of Maryland there to receive a speedy tryall that justice may be done upon them And in case the Fact shall have been committed within our dominion of Virginia, you are then forthwith to send thither such of the Criminalls as shall be found in our said Province of Maryland that they may be there proceeded against according to Law And we bid you Farewell. From our Court at Whitehall the 26th Day of Aprill 1690. In the 2nd year of our reign

By his Majty's Command.

Nottingham.

p. 164 Extract of a letter from Coll: Bacon President of the Councill of Virginia to the Committee received the 9th of May 1690.

My Lords,

I doubt not but your Lordships have long since had an account of our neighbour Colony Maryland that some of the Protestants there tooke the Government out of the hands of the President and Councill put in by the Lord Baltemore the Proprietor and tooke on them the Government and imprisoned divers of the Papists and others the President and Major Nickolas Seawell one of the Councell retired with one Coll: William Diggs a protestant who lives in Maryland and was one of the councell there, to a house of Coll: Diggs in this Government. My Lords tht which occasions me to give you this account of Maryland is tht Major Seawell the beginning of Ianuary goeing up in a small yatch or pleasure boate to his house in Potuxent River in Maryland went on shore and he being on shore one Mr Iohn Paine their Majestie's collector of that River came in the night with two boates and men towards the said Yatch and the men in her bid them stand off and not come on board, for if they did they would fire at them and he endeavouring to come on shore, the men in the yatch fired

and unfortunately killed Mr Paine there were severall gunns fired on both sides and one of the men in the yatch much wounded. My Lords as soone as I had notice of it and that the Yatch was in this Government I caused the men that were on board her to be apprehended and they have been examined before myself and the Councell, a Coppy of which examinations I herewith transmitt to your Lordships as also the the Examination of Iohn Reeveley who was in one of the boates with Mr Paine, which is all wee can heare of within this Government tht was in the boate with him. My self and the Councell after Examinacion have ordered the Person to be secured here untill wee receved Commands from his Majesty whether they shall be tryed here or how disposed of, P. R. O. Col. Entry Book, Vol. 52.

One Mr Iohn Coode who is the Chief Actr in the management of affaires in Maryland wrott to me and demanded the persons to be dilivered him and in his Letter says that the accident hapned in the day time and that Mr Paine the Collector was goeing on board to search the said yatch and soe was murdered, the others say it was in the night and Mr Paine came as a Captain appointed by Mr Coode to take them and the yatch with armed men the truth of all will appeare upon the Tryall, but myself and the Councill did not think fitt to deliver them to Capt Coode any other untill wee receive his Majesties Commands what shall be done in the same Now my Lords my humble request and the Councells to your Lordships is that your Lordships will acquaint his Majestie with the Matter & that wee may receive orders how to act therein

Right Honble
Your Lordships most humble
servant
Nathaniell Bacon Pr

Mr Iohn Coode to the Secretarys of State

Maryland May 14th 1690. P. R. O. Maryland B. I. Vol. 2, B. E. p. 12

May it please your Lordshipps,

I have made bold to trouble your Lordshipps by severall Letters whereby I have fully represented the present state and circumstances of this their Majestie's Province, Wee have not hitherto the happiness to know the Royall pleasure concerning us, however have to the best of our Abilities exprest our utmost becoming duty for their Majesties' service, Our present concernment is for the Public Saftie against the inroads and danger wee are in of the Canada French and their Indians who (as I have already presumed to informe your Lordshipps) have not onely destroyed Schanagtede a Towne neare Albany and committed a greate and Barbarous Massacre there upon

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the Protestants but have since (as by advice from Mr Iacob Leisleir who has the Government of New Yorke) attempted upon New England and have killed and imprisoned aboute ninety nine men neare Piscataway and have Burnt some houses and have killed and captivated about seventy persons more neare Salem, He informes moreover that the enemie are about two thousand five hundred french and Indians and that having taken their March from Mount-Royall towards Albany will as is supposed attack that Place in which if they succeed will endanger this Province and other their Majesties Government in these parts, for prevention of which the said Leisleir has sent to Virginia and this Province as well as other neighbour Colonies for a generall communication and assistance, the Viginia Government at present desponds till the arrivall of their Governor, Wee are sending messengers thither And upon their advice will endeavour to second them with what assistance we are able being as well for our owne as the Generall saftie.

Wee doubt not his Majestie has by this time (by some of the severall Papers wee have sent) account of our dutyfull and humble Petitions and Endeavours for his Service, The first wee sent were taken by the French but Captaine Thomas Everard Commander of the Thomas and Susanna wee understand is well arrived, Who had the originall address to his Majestie under the hands of the Representatives of the whole Province in a full and free convention But wee doubt the said Everard suffered the said address to be concealed or intercepted by one Colonell Henry Darnall who got on board the said Everard and went home with him to England a Person the Lord Baltemore raised from the meanest condition to be keeper of his great seale and one of the most crimminall of any of his deputies for the many treasonable endeavors and expressions against their Majesties and the many cruelities and opressions committed upon their subjects of this Province of whome and of whose behaviour in some considerable particulars of this nature one Captain William Ginnis, Captaine George Combes and Captaine Robert Goodinge can informe who sailed home last yeare without their full clearing, the said Darnall refusing to signe the same with the Collector in King William's name, with many violent and unbecoming expressions against his Royaltie, We humbly represent that wee shall be always ready when it shall be agreeable to the Royall Will and Pleasure to prove and justifie what is set forth in our Declaration (with a great deal more) not only against the Lord Baltemore's late deputies but his Lordshipp himselfe and humbly begg that the false insinuations and reports of his Lordshipp or his instruments the said Darnall whereby they

have endeavored to create a prepossession of greate Plunders and rapins committed by the protestants upon the Papists here may have no Credit with his Majestie or your Lordshipps which is as false as wee shall allways be readie to answeare our Proceedings before God and the King. Wee have onely to Petition his Majestie would be graciously pleased to command the speedie Bringing to tryall the murtherers of Mr Iohn Paine his Majestie's late Collector who are now in Virginia. humbly begging your Lordshipps pardon for this trouble P. R. O. Maryland B. I. Vol. 2, B. E.

I subscribe
Your Lordshipps most obedient humbly
devoted Servant
Iohn Coode.

(Endorsed)
Maryland 1690.
From Mr Coode to the Secretarys of State

Mr Coode's letter to Captain Nicholsen p. 16

Maryland May the 19 1690.

May it please your Honor,

Haveing the Chiefe command for his Majesty's service in this province, I thought it my duty to make this address, not only to congratulate your Honor's safe arrivall but to present an earlye tender of my due servince and respects Wee of this Province have with longing expected your comeing into Virginia hopeing thereby to have some account of the Royall pleasure concerning this their Majestys' Province of Maryland at least some sattisfaction for the innocent blood of his Majesty's late Collector here inhumanlye and barbarously murthered by some conscious and profligate papists lately fled into Virginia, I have rather presumed to trouble your Honor's patience with the inclosed (which is matter of fact tht hath past between the government of Virginia and this Province since our late irruption, to which with all humility referr) then that your Honor should be in anything unacquainted from us of our circumstances or prepossesst by their Majestie's Enemies, who will omitt noe sort of artifice to appear innocent the greate encouragement (I presume these Gentlemen at first had in Virginia was from the Interest of one Coll: Wm Digges, a native and formerly an inhabitant there, one of the late secretary's and deputy Governor here, a profest enemie and lately in armes with the rest) against the regalitye of his Majestie which not onely his late words and actings in that quality but his own treasonable letter under his owne hand (which I have to show) will justifie against all whom wee are and shall

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bee allwayes ready to make good our just complaints, as likewise the cause that enforces us at first to flye to armes in this province. I make bold with all humilitye to represent to your Honor that wee shall be glad of any commands you may have from his Majesty to remit to this province which upon the least intimation shall be readylye obeyed with all becomeing loyalltye and Obedience I begg your Honor's pardon for this trouble which our remoteness as well as duty may in some sort excuse and make necessary

I am
May it please your Honor
Your Honor's most faythfully
obedient and humble servant
Iohn Coode

(Endorsed)
Copy of M^r^ Coode's letter to
Captain Nicholsen
Rec^d^ 22 Oct. 1690.

p. 18 M^r^ Coode to Captain Nicholsen

May the 28^th^ 1690.

May it please your Honor,

I make bold by this to acquaint your Honor of a messenger sent hence last weeke from my selfe to tender my due respects and service and make your Honor acquainted by an enclosed generall account in my letter with what had lately passed between this Government and Virginia particularly in matters relateing to the northerne affair of the attempts of the French upon their Majestie's subjects there, which is the full of that business that has come to my knowledge from New Yorke to this day I have now received another packet from thence of the concurrence of the northerne Government to oppose the common enemie who hath committed some more lately massacres of which understand by the messenger hee has the same account in a packett to the Government of Virginia, I humbly begg your Honor's kind answer to my letter sent by express last week

I am
May itt please your Honor
Your Honor's most faythfully obedient
Humble servant
Iohn Coode.

(Endorsed)
Copy of M^r^ Coode's letter to
Captain Nicholsen
Rec^d^ 22 Oct: 1690.

May the 30th 1690. P. R. O. Maryland B. I. Vol. 2, B. E. p. 23

Sir,

In yours you desired me to send to you If I had anything of moment. I have no great matter any further than at this time There is att my house 14 Cemockoes and they tell me they have cut of the principal place of Canada excepting the place where the Governr doth reside they likewise tell me they have att the fort they belong to Unandake, above 100 prisoners of the ffrench and the rest of the fforts have rather more then less these Cenockoes came from their own country about the last of Aprill last past, their intent is to settle among the Susquahanough Indians here, upon the Susquahanough River for there is some of every ffort of the Cenockoes come down to them and they tell me tht their great men will be downe very shortly, I doe desire your Honor's instructions what I may doe with them as soon as possible you can not else at present but my service to your Honor and

I am
Yours to command
Iacob Younge

To the Honble Iohn Coode Commander in chiefe at his House near Potomack River in Maryland.

[Richard Hill to Capt. Browne.] p. 19

Captain Philips etc about Mr Hill in Maryland

Iune 1st (In the wilderness) 1690.

Captaine Browne, Sir,

The great terrors & oppressions I am under is the cause of my addressing myselfe to you and the rest of the Commanders of the Shipps There hath been att my house this two days near forty men in armes in a most violent rage against me, having a comission to bring me before their Generall alive or dead but what there occasion against me is, I know not, for to my knowledge I have neither spoken nor acted any thing that can carry the least tincture of dishonor or disloyaltie to their sacred Majesties nor ill becoming a loyall subject but indeed I have somewhat opposed their illegal and arbitrary proceedings but was Encouraged soe to do by a great number of the inhabitants of this and other Counties and of the most considerable of them which are now overawed and dare not appear in the vindication of truth and justice, This in their majesties name as I am an Englishman and their Majesties' Loyall and obedient subject, I crave your assistance in the safeguard of myself and estate which If I fall into their hands are both in jeopardy and have been these two nights and days. my shipp which I have with great pains and industry now fully accom-

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plished which hath cost me about £700, they have seized dispersed my men and keep possession soe that I have not the opportunitye to compleat her loading to goe with their Majesties shipps, on purpose to ruine me merely out of spight. Gentlemen I know you have their Majesties' commission and hope in a capacity to relieve their distressed and abused subject by the violations of our Laws and liberties, my house they have rifled turned their horses into my cornfields and distroyed it all. I am forced to lye in the wilderness in danger of my life I should think my selfe happy and att liberty tho' a Prisoner to that rageing Tyrant of France, to what I am now My crimes I am not worthy to know although I offer five thousand pounds Bond to answer their charge, be it what it will, Gentlemen I have none else to appeal to, but God and you therefore I begg for the sake of God and the honor of their most sacred Majesties to commisserate my condition and yield me some redress, my children are almost all distracted they little regard the King's letter

I am hardly
Richard Hill

(Endorsed)
Copy of letter from Captain Philips etc
about M^r^ Hill in Maryland
Iune 2^nd^ 1690.

p. 46

James Heath Agent for the R^t^ Hon^ble^ the Lord Prop^ry^ of this Province demandeth of the Persons concerned as followeth viz:

Imp^r^ The delivery to him the said Agent of all the Bills and Bonds remaining in the Land Office or else where and belonging to his Lordsp being taken for Lands or otherwayes relateing to his private Estate.

2^dly^ The delivery of Matapany House Plantation and Stock w^th^ an Account of the disposall of the latter and his Lordsps Mill with an Account of the proffitts thereof.

3^rdly^ An Account of all shipping entred and cleared since the first of August last, and the Bills of Exch^a^ or money rece^d^ for the same.

4^thly^ The delivery of all other Papers, Matters and Things anywayes relateing or appertaining to his Lordships private Estate or concernes.

And the said James Heath desireth of such persons as at present execute publick Power in this Province that they will give their orders necessary for the delivery of the severall particulars as aforesaid and likewise withdraw their orders from all persons executing as Navall Officers or Collect^rs^ in this

Province soe far forth as relates to the Revenue ariseing here and that the same may be left to the management of the said Heath and his Deputies. Dated in Maryland June 2d 1690. Jam: Heath. P. R. O. Maryland B. I. Vol. 2, B. E.

The Answer and Result of the Gentl or Comand[r] in Cheif of the Comittee met at Talbot Court house the 18th day of June 1690. to the within severall proposalls of Mr James Heath vizt

1. That all Bills and Bonds passed and made payable to his Lordsp remaining in the Land Office or elsewhere for Lands or otherwise relateing to his Lordships private Estate be delivered to his Lordsps Agent excepting only for such Lands whereof no Certificates have been returned and recorded the Collection whereof are to be suspended untill such time as the consideration of the said Bill and Bonds be complyed with by making a good and firm title to the same.

2. Mattapony House and Plantª being a Garrison inforted and by the late Government under his Lordsp surrendered upon Articles to his Majtyes use, it is not thought fit or convenient to alter the property thereof untill such time as his Majtyes pleasure therein be known and his directions accordingly given, but as for the Stock (as it hath not been denyed soe) it is not the design of the present executive power to obstruct his Lordsps Agent to make the best advantage thereof Noe part thereof having been otherwayes employed or made use of by any of this present power or by their order more than what was necessaryly expended for their Majtyes service in the reduceing of the said late Government and is all there in being for anything known to the present authority save what Madm Darnall and Madm Sewall may have taken and applyed to uses best known to themselves.

That the said Agent have the use of the Plantª for the Benefit of his Lordsps Stock thereon the Cropp of Corn &c: thereon growing to be and enure to the use of person there resideing who planted the same.

3. This Article included and answered in the last conclusive part.

4. All papers matters and things any wayes relateing to his Lordsps private estate (in whose hands soever) to be delivered up to his Lordsps Agent.

His Lordsps said Agent from henceforth to collect and receive by such wayes and meanes as he shall think fit the moyety of the 2s ꝑ hh for every shipp or vessell hereafter to arrive and enter within this Province and that for the rest of

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the dutyes upon shipping here accrueing according to the Law and usuall custome of this Province they be collected by the Navall Officers appointed by the Representative Body of this Province in the late Gen[ll] Convention to such uses and by such wayes and meanes as therein is provided.

Signed p ord[r]

p John Llewellin Clk.

The Persons names of the aforesaid Comittee
John Coode S[t] Ma: Co: the Cheif.
George Robotham, John Edmundson } Talbot Co:
Henry Tripp, D[r] Brook } Dor: Co:
Vivian Beal, Cal: Co:
Mich: Miller, W[m] Harris } Kent Co:
—— King, Sumerset Co:
Edw: Jones, Cecill Co:

(Endorsed)
James Heath's demands
& Coode & his Committees
Answere thereto

p. 19

Ann Arundle County Iune the 90[th]

Most Hon[ble] Sir,

Wee take the boldness to recommend to your Honor the bearer Captain Richard Hill of Ann Arundle County in their Majestie's province of Maryland who in his greatest extremity and distress applied himselfe to us for redress, being informed wee had their Majestie's immediate commission, by which he was in hopes wee might be capable to assist or at least advise him in this his great straight and as we are unwilling to mingle with the disorders already in the Government advised him to apply himselfe to your Honor, And as he is altogether a stranger to your Honor but well knowne to us, wee think itt our duty to render an account of what we know both of his person and present troubles And as wee are unwilling to flatter him we will by no means disceive your Honor in his Character. He is a person with whom we have had conversation and acquaintance these many years, he is a good commonwealth man and of good fame, a protestant and a loyall subject to their Majesties for which reasons we could do no less then give care to his grieveous complaint to us by his letter, A true coppie of which we have here with sent your Honor upon which we took the trouble upon us to go to his

house over which wee found a guard of soldiers aboard his shipp which he lately built here, we alsoe found a considerable number of armed men in possession In short we found the truth of what he had communicated to us in his letter before which made us the more willing to know his crimes which might occasion this severity at length with much trouble we came to the speech of the commander of the troope in whose hands the bloody warrant was, the purpose of which was to bring him the said Hill alive or dead but no crimes inserted, which warrant was committed to a fitt person to execute, had it been in his power He is of the scotish race, a highlander born as it is said with whom we discourst laying before him the strange and unusual method they took desireing to know what the crimes were, for which such violence was used His answer was that if he could not see Capt. Hill, he had nothing to say upon which we urged no further But in the return to our Ships we were guided to Captain Hill in the woods, the safest refuge he could then fly to we discourst him and doe think itt proper to signify to your Honor what our understandings and apprehensions are of the whole matter Captain Hill is a person that has undergone several credible offices in this Province, was by those now in power turned out of all which he doth not kindly resent soe that his greatest crime is, he is apt to talk what others tho' of his opinion dare hardly think. Wee are loth to give your Honor further trouble being confident of your Honor's candor and good will to all good men will not prove otherwise to this suppliant in who favour this chiefely is, requesting your Honor's favourable constructions and such assistance or advice as to your Honor's prudence and wisdom shall seem most meet In all which wee crave your Honor's pardon and favour to be, Your Honor's most humble servants

P. R. O. Maryland B. I. Vol. 2, B. E.

Sam[l] Philips
Iohn. Browne
Edw[d] Burford.

Lord Chief Iustice Holt to Lord Camarthen p. 9

Iune 3. 1690.

My Lord,

I thinke it had been better if an inquisition had been taken and the forfeitures committed by the Lord Baltemore had been therein founde before any grant be made to a new governor yet since there is none and it being in a case of necessity I thinke the King may by his commission constitute a governor whose authority will be legall though he must be responsible to the Lord Baltemore for the profits, if an agreement can be

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made with the Lord Baltemore it will be convenient and easy for the governor th^t^ the King shall appoint, an inquisition may at any time be taken if the forfeiture be not pardoned of which there is some doubt

I am
My Lord
Your Lordshipp's most humble
and obedient servant
Holt.

Serjeant's Inne
Iune. 3. 90.

For the Right Noble Thomas Lord Marquesse of Camarthen Lord President of his Majesty's most honorable Privy Council. Present.

p. 20

Captain Nichols [Nicholson] to M^r^ Coode, etc.

6^th^ Iune 1690.

Gentlemen,

Since my arrivall in this Government I received two letters from M^r^ Iohn Coode in their Majesties' Province of Maryland one of the 19^th^ and the other of the 28^th^ of May in the former of which were the Coppyes of what Letters had passed from M^r^ Coode to M^r^ President Bacon and the answeres to them, of all which I have had information from their Majesties Councill heere and as to the unhappy accident that happened in the killing of M^r^ Payne, their Majesties Collector of Potuxent River, I finde that as soone as this Government had notice thereof, they caused the persons suspected to be apprehended examined and committed to Prison and also tooke the examination of one Reeveley, who was one of the persons that was with M^r^ Payne in the Boate at the same time and by the first opportunity, according to their duty gave an account thereof to the Lords Committee for Plantations and their Maj^tie's^ Principall Secretary of State to the End this Government may receive his Majestie's commands what shall be done with the said persons and how and where proceeded against and wee expect his Majestie's Orders and Commands therein which will be fully obeyed heere and as I am well satisfied that noe person that was a knowne enemy to their Majesties and their Government had any Encouragement or protection from this Government soe I assure you none that shall be soe made appeare to me shall finde any the least countenance from me. In that of M^r^ Coode he intimates to me that one Coll: William Digges hath appeared a great enemy to their Majesties and that he hath a treasonable Letter under Coll: Digges owne

hand. Gentlemen, Colonell Digges is altogether a stranger to me but understand he is a gentleman that hath an Estate in this Government and for what I can finde hath carryed himself all the time he hath been in this Government with all submission and obedience to their Majesties and their Government but if any such thing as M^r^ Coode intimates shall be made evident to me, I shall take care that he or any others soe guilty shall be secured and prosecuted as the matter shall require but the writeing soe in a letter without proofe can be noe accusation of any man. Gentlemen, as to the business of New Yorke and the Northern Indyans, I am sorry to heare of the bloody murthers committed by those Barbarous Enemys the French and Canada Indyans I shall as I am intrusted by his sacred Majesty be very diligent fully to informe my selfe of all the proceedings about the same and Endeavor all that can be the security of this, their Majesties Country and the Inhabitants thereof, from those barbarous Enemys or any other their Majesties Enemys according to the trust reposed in me, and shall also contribute what lyes in me to the assistance and safety of all his Majestie's subjects in Generall in these parts as soon as I can rightly and fully be informed of the matter from such persons as are lawfully authorized by their Ma^ties^ which I hope suddenly to receive and that Colonell Slaughter who his Majestie hath sent Governor to New York is before this time there arrived who was to come in one of their Majesties Friggetts with soldiers, I shall desire of you that for their Majesties service you will communicate to me, what true and certaine intelligence you shall at any time receive about these barbarous Enemies and if you understand any danger of their approaching our Frountiers give me speedy notice thereof, that wee may be the more ready to repell them, and I shall take the same care to give you notice of any Intelligence I shall receive in that or any other nature, that may be for the security of their Majesties subjects in the Province of Maryland Gentlemen, I doubt not but his Majestie's Orders sent by the Ketch that noe Shipps shall goe to Europe but in Fleetes is come to Maryland and hope you will take care that noe Shipps or Vessells be permitted to sayle from thence until the 24^th^ of Iuly next and that before any are Cleared their Majesties' Collectors will take good security that the said shipps shall sayle directly to Poynt Comfort in Iames River and there remaine under the Protection of his Majesties Friggots untill the Fleete sayle and under the Charge of the two Convoyes that are sent in by his sacred Majestie to secure the Marchants' Shipps from Virginia and Maryland to England, of this I thought it my duty to give you notice, it being of great concerne for their Majesties' Service and the Security of the Shipps and if you

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have any Publique Letters to send to his sacred Majesty or the Lords of his Majestie's most honorable Privy Councill they may have a safe conveyance in their Majesties Friggots and if their Majesties Collectors have any accounts or other papers to send, they may there send them.

Gentlemen, I finde there are some persons that for the time being take care for preserving the peace, administring the Laws in their Majesties' Province of Maryland, I desire that I may receive an account of the Gentlemen's names and to what person or persons they desire I may direct my Letters for their Majesties service and you may assure yourselves I will upon all occasions give you notice of all matters that shall be for the security of their Majesties subjects and Interest.

Enclosed I send you a copy of the Report of the Lords Committee for Trade and Plantations on the Marchants' petitions and his Majestie's Order thereupon, by which it appears the Convoys were sent at the marchants' desire, I desire that you send me the names of their Majesties' Collectors in Maryland and that you order them to send me an account of all the shipps they have cleared for Europe, since the first of Ian$^{ry}$ last

I am Gentlemen

Your loving Friend

directed,

to those that for the time being take care to execute the Laws etc in the Province of Maryland.

(Endorsed)
Captain Nichols to M$^{r}$ Coode etc
Iune 6$^{th}$ 1690.

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Copy of Protest against Coode and his Associates.

Maryland 19 Iune 1690.

It might have reasonably been expected from Iohn Coode and others his Associates who out of a pretence of a more than ordinary Zeale for their Majesties' service and the security of the Rights and properties of the people of this Province, have overturned this the late most peaceable and quiet Government, (of the which they assumed to themselves) their most ready complyance with the least intimation they should know of his Majesty's pleasure in any case whatsoever and that they would have behaved themselves towards the good people of this province as pretended but as the Letter hath been maintained in the rifleing and pillageing of severall of the most emenent protestants Houses the imprisoning of the persons of some and sending armed men in persute of others, from place to place with warrants to ffetch them Dead

or alive, thereby driving them from their Habitations, soe they have nott been less wanting in their obedience to his Majestie's pleasure, signified by his Letter bearing date the 1st day of Febry 1689 (and superscribed to such as ffor the time being take care ffor preserving the peace and administring the lawes in our province of Maryland in America) in severall causes thereof butt perticurly whatt this Declaration and Protest of the Agent of the Right Honble the Lord Propty of this province, Iames Heath will make manifest which said Agent doth hereby signify unto all Persons concerned tht his Majesty in a particular clause in his said letter, directs the said persons to suffer the Proprietor or his Agents to Collect the Revenues arising here, and to apply only such part thereof ffor the support of the Government as was usually allowed and applyed by the Proprietor to that purpose the said Agent hath applyed himselfe to such persons as assumed to themselves to be those to whome his Majestie's said letter was directed who are the said Iohn Coode and his associates and of them hath dethired to give theire orders as well to such persons as have collected any thing of the said Revenue to render the same Agent an accompt thereof as to withdraw theire orders ffrom all persons att present collecting the same butt that the same might be left to the management of the said Agent and his Deputies, Butt the said Iohn Coode and his associates contemning and not regarding to comply with his Majestie's directions aforesaid, have denied and refused either to permitt any one to give the said Agent any accompts of what has allready bin collected on the accompt of Shipping which is the principall Revenue of this province or to suffer him to collect any thing ffrom the Shipps now in the province (which will be the Shipping revenue of this yeare) contrary to the Lawes of this province, which enjoin the same to be paid to his Lordshipp who otherwise must receive his rents from the Inhabitants of this province in moneyes) his Majestie's intention being as aforesaid likewise whereby as by divers others circumstances is sufficiently obvious that notwithstanding the specious pretences of the said Iohn Coode and his Associates as aforesaid they have abused the King's Majestie by their ffalce declaration and addresses, thereby to colour their designes in Tyrannizing over all such as will not joyne with them in their wicked practices, who appeare to be the best & chiefest of the protestant Inhabitants of this province as alsoe they have already some, soe it is apparent their designes are to embezell and apply to their own private uses the aforesaid Revenue, nott only by taking Bills of exchange for the same into their owne names butt for other reasons justly suspitious and as all due methods will be taken to ffree the inhabitants of this province

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ffrom the said Iohn Coode and his Associates their oppression and tiranny, soe to forwarne all persons ffrom making undue and illegall payments of any part of the Revenue ariseing here he the said Agent on the part and behalfe of the said Lord Proprietor and touching the revenue ariseing here wherein the said Agent is concerned holdeth himselfe obliged to declare and protest as hereby he doth declare and protest as well against the aforesaid Iohn Coode and his Associates who hath denyed to render an accompt or permitted him to collect as aforesaid as against all other person and persons whatsoever that have already or that shall make payment of any of the Revenues ariseing in this province and payable to his Lordshipp to the aforesaid Iohn Coode or his Associates or to any person appointed by them or to any other person whatsoever then to the said Agent or his deputyes dureing his residence in this province and in his absence to M$^{r}$ Michaell Taney and M$^{r}$ Richard Smith Iun$^{r}$ both of Calverts County who in the said Iames Heath's absence are constituted his Lordship's Agents hereby holding ffor null, voyd and illegall all payments th$^{t}$ is or shall be otherwise made of the Revenues aforesaid then to him the said Agent or to his deputies or in his absence to the said Michaell and Richard or their deputyes or by their directions declaring the same to be att the perill of the persons soe paying of repaying the same again as by law they may be compelled, this done declared and protested in the most solemn manner the present circumstances of affaires will admitt dated in Maryland, Iune the 19$^{th}$ 1690.

Signed, Sealed and delivered
by the said Agent
I. H. (Loc: Sig:)

(Endorsed)
Maryland 19 Iune 1690.
Copy of M$^{r}$ Heath's Protest against M$^{r}$ Coode.

p. 10 Letter to Lord Baltemore

Whitehall 24$^{th}$ Iune 1690.

My Lord,

The Lords of the Committee for Trade and Plantation having had some late letters from Maryland desire your Lordship to attend the Privy Councill tomorrow being Wednesday at five in the afternoon

I am
My Lord, etc.

(Indorsed)
To My Lord Baltemore to attend the Councill on the 25$^{th}$—

Copy of Mr Coode's letter to Captain Nicholsen

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Iune 24th 1690. Wicocomico, in Maryland.

May it please your Honor,

I have written your Honor a letter the 13th inst. including a receipt of the letter from his Majestie to this Province which came to my hands the 30th May since which I have received your Honor's letter to this Government which presume is the only letter you have beene pleased to send hither . tht from his Majesty I have communicated to the persons impowd by a Convention of the Representatives of the whole province for preserving the peace and administring the Laws which are a Committee of two out of each county in conjunction with myself for the end to whom will likewise communicate your Honor's Letters aforesaid who are to meet att Potuxent the eigth of Iuly in the meane time presume on behalf of this Government to return your Honor due thanks and acknowledgment for the care and kindness for and towards the same what is intimated concerning Coll: Digge and others I doubt not when the committee meet to give full satisfaction since there is one Richard Hill fled lately into Virginia for treasonable words against their Majesties and for raising of men and being in actuall arms here against the present Government since their Majesties Proclamation of whom and others formerly I thought and doe think itt my duty to give the Government of Virginia account least their uninterrupted insinuation may be prejudiciall to the peace and against his Majestie's interest in this Province.

As to the business of New York we have a messenger there to give us an account of the reallity of matters relating to the success and attempt of the ffrench against the English believing all is not so bad as Mr Leysler represents I received the inclosed last week from one Iames Younge a person your Honor may perhaps have heard of, the most intelligent man in this Province in the Indian Affaires. Your Honor may be confident of the best and soonest intelligence we can give you of affairs to the northward which daily expect from our said Messenger that resides at New York, humbly desiring your Honors kind communication of what may be servicable here for their Majesties' interest.

As to the sailing of shipps from hence I have taken that particular care therein before the arrival of the men of warr tht those tht have been cleared have been obliged to stop in Virginia and apply themselves to Captain Roe in order to joyne with the ffleet to be made upp there for England those tht have been cleared since have likewise given bond to apply

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themselves to the men of warr now arrived to saile as aforesaid for the future have given orders th^t^ your Honor's instructions shall be punctually observed, your Honor shall have from the Committee a more satisfactory account of the persons concerned for the present Government the names of present Collectors are M^r^ Nehemiah Blakiston for Potomack. M^r^ Geor: Leyfield for Pocomoke & M^r^ Andrew Abbington for Potuxent & the Bay district who succeeded M^r^ Payne by appointment of the present power here, with whom will take care th^t^ your Honor have an account of the Shipps cleared as required. I humbly beg your pardon for this trouble being

Your Hon^rs^ most faithfull servant, In° Coode

(Endorsed)

Maryland 24 Iune 1690.
Copy of M^r^ Coode's letter to
Captain Nicholsen
Rec^d^ 22^nd^ Oct. 1690.

p. 31 M^r^ Smithson to the Bishop of London

Talbott County in Maryland
30^th^ of Iune 1690.

My Lord,

The straights and difficulties th^t^ the subscriber and many other hear ly under have enforced this boldness of writinge otherwise not justifiable and though the subscriber be nott yett the cause for which he writes is worthy y^r^ consideration and this addresse had not been prefer'd by one alone nor to your Lordshipp but immediately to their Majesties were it nott that all people are openly threatened and severall (for endeavoringe a publick petition to sett forth the state of this province) imprisoned by Iohn Coode, In° Edmundson and other their Associates who first by dispersinge untrue reports of great armies of Indians and French papists invading us, did begett unnecessary fears in the people and havinge disposed them soe to mutiny afterwards made further insurrection and extorted the lawfull government from the Lord Baltemore seized his revenue and deteind it. Of which Coode and many his accomplices to give a true character would seem soe like revilinge th^t^ it would not be acceptable to your Lordshipp to hear. They dayly boast of the King's commission (meaninge I suppose the King's letter and that they and their favorers are owned the King's best subjects, and that they shall be further confirmed and thereupon they) (Especially the said Coode) in expresse tearmes threaten th^t^ I and other my fellow prisoners protestants (intirely concurring with the Church of

England which teaches us to abhorre the traiterous position of taking armes on pretence of their Majesties' service against those comissionated by them, or their progenitors and to pray against conspiracy and sedition) for not adhering and consenting to them, shall (in their own words) be used worse than papists though onely the sense of our duty and doctrine of our church obliges us nott to stand in their Councill, their nott appearinge to us any necessity to justify risinge in armes. Therefore the humble request of your subscriber for himselfe and many other protestants true sonnes of the Church of England (who I fear are or may be prevented from makinge publick addresses) is th^t^ your Lordshipp would be pleased to interceed for us to our gracious soveraign Lord and Lady th^t^ they would not leave their most stedfast and faithfull subjects (who are of the same communion with their Majesties and ready to evidence it by swearinge allegiance and every other test or proofe) to the passions and lusts of such mean and factious persons as now att present beare sway and daily threaten and imprison us to prevent our addresses to their Majesties. And that if it be their Majesties pleasure to send any Governor with their own comission, yett we may not for our peaceablenesse be accounted wantinge in duty but admitted to testify our affections to their Majesties by servinge in such employment as formerly in this Province and may be vindicated from the unjust aspersions of disloyalty and papistry and th^t^ as wee are particulary threatend, soe their Maj^ties^ would vouchsafe us a signall and speedie protection which if it comes by your Lordshipp's intercession will cause great thanksgiving to God & prayers of many for your Lordshipp, but of specially

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Your Lordshipp's most humble servant
Thomas Smithson.

(Endorsed)
From M^r^ Smithson.
Rec^d^ from my Lord Bishop of London
1^st^ Nov. 1690.

From the People of Mary^d^ to the King. P. 33

Maryland Iuly 11^th^ 1690.

Dread Soveraign,

Your Majestie's most gracious letter to this Province of the ffirst of ffeb^ry^ last came most acceptably to our hands the 30^th^ of May last, The receipt wherof wee the Grand Committee (constituted by the Representatives of this Province in a Generall Convention for the Administration of publick Affaires till your Maj^ties'^ knowne pleasure or the next convention) have with all humility undertaken, By which wee perceive wee are

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qualified and empowered to continue and maintaine the peace and administration of the Lawes here, pursuant to which wee have done and proceeded according alsoe to your Maj^ties^ most prudent directions of permitting the Lord Baltemore's Agents from thence forth to collect and receive his Lordshipp's part of the publick Revenues here humbly conceiving your Maj^ties'^ said instructions had noe retrospect to what had been by us already and before the receipt thereof done in that particular, whereby wee thought fitt to return and remitt to your Majesties' Receiver Generall the whole imposition excepting onely what is necessarily expended or reserved for your Majesties and the countrys immediate service, An account whereof wee have sent to your Majesties' said Receiver thereunto with all humility referr, Wee have also herewith sent coppy of the Act of Assembly by which the same became due to his Lordshipp and whereby it will appeare that the One moiety at least is for defraying the publick charges and provideing of publick and private Magazines in the respective Counties for their Defence and safeguard which not being complyed with lyes at his Lordshipp's door to answer and make good, All publick charges haveing generally (and more esspecially since the present Lord Baltemore's accession to the Proprietary-shipp of this Province, been defrayed and paid by an equall assessment upon the Inhabitants by which it will appear that his Lordshipp is considerably in arrears to us your Maj^ties'^ subjects here, Upon which account (Your Majestie haveing been most graciously pleased to take on you the immediate paternall princely care of Us) Wee have been induced to remitt the whole duties in to the hands of your Majestie's Receiver Generall as aforesaid there to be lodged untill a full determination of what shall lye before your Majestie in dispute between his Lordshipp and your Majesty people here, not in the least doubting of full satisfaction from your most sacred Majestie in the measures of distributive justice; nor in the least presuming to determine the Proprietarie's Right untill your Majesties' pleasure therein. As to what may be offered to your Majestie from our adversaries in these parts, wee humbly appeale to our Innocency and your Majestys' gracious result upon respective pretended proofes that may appeare against us, humbly presuming to assure your Majesty that wee have acted nothing by any unjust restraint of persons or injury to property, Of all which we have made bold by meanes of Captain Iohn Coode Commander in Chief of your Majestie's Forces here to render a more particular account in severall letters to your Majesties' principall Secretaries of State.

As to Affaires relateing to your Majesty's service in the Northern parts of this Continent, haveing received certain

information and account of great inroades and massacres committed by the Cannada French and their confederate Indians, and being requested by Mr Iacob Leisler your Majtie's Commander in Chiefe at New York to afford that Province some assistance for your Majestie's service, wee resolved and concluded to comply with the same to the best of our Abilitys. But since that one Iames Heath his Lordshipp's Agent sent hither upon the account of his Revenue (who endeavored to impose upon us by his Lordship's Order beyond and contrary to your Majesty's direction) hath used his utmost diligence & endeavors to raise disturbances and dissatisfactions amongst the people and by that means especially obviated what on our parts we thought convenient and necessary for the common safety, butt blessed be God the great & good success of your Majesties' subjects there have rendered our noncomplyance therein unprejudiciall An Account of the murder of Mr Iohn Payne your Majestie's Collector by severall messages from hence Wee hope is by this time before your Majestie. The murderers themselves immediately upon the same flying into Virginia became (as still they continue) out of our reach and power of secureing for Iustice; although we have not failed of our duty in our frequent and repeated applications to the Government of Virginia for the same purpose without any satisfactory returns more than that they waite your Majestie's pleasure therein, which wee all in like manner humbly solicit and desire to the great and generall satisfaction of all your Majestie's good subjects here. P. R. O. Maryland B. I. Vol. 2, B. E.

In relation to all which and what else may be proper and necessary for us to offer to your Majesties most princely and prudent consideration, we humbly referr to the severall particular Papers and Letters thereunto relateing, and also to the conduct and management of our trusty Friends Captain Iohn Coode, Commder in Chief of your Majestie's forces here, Mr Kenelm Cheseldine speaker of the late convention of the Representative body of this Province and Major Robert King one of the said Representatives whome for their knowne loyallty and integrity wee humbly recommend to your Majesties gracious Reception, As our Agents and Deputies, humbly praying your Majesty to grant faith and credence to whatever shall by them be offered or laid before your Majestie on our behalfe, which with ourselves our lives and fortunes wee humbly prostrate at your Majestie's Royall Feete, waitinge your most gracious doome on—

Your Majties' most dutifull humble loyall and obedient subjects & Servants

Hen: Jowels
Neā: Blakiston

P. R. O.
Maryland
B. I. Vol. 2,
B. E.

Edward Iones,
Vivian Beale.

Nich: Gassaway
Nicholas Greenbury
Iohn, Edmondson
Geo: Robotham.
David, Browne.
Iohn, Courts.
Iohn, Brookes.
Henry, Trippe
Iohn Thomas.
Tho: Staly

(Endorsed)
From the people of Maryland
to the King.
Read 22nd Nov. 90.
and 5th Decr

p. 28 The Deposition of Iohn Hammond of Anne Arundle County Gentleman Sworn, saith that at August Court in the yeare 1689 at London Towne Captain Richard Hill and the deponent being at great differance concerning the present Iunture of affaires heare in Maryland the said Hill was so much in passion and inraged against the present proceedings heare in Maryland and thᵗ he swoar he would prevent all such rebellion and thᵗ it was Rebellion in the highest degree in those persons thᵗ had taken up Armes against the Lord Baltemore or his intrist thereupon the said Hill advised the deponant not to forfeit his Lands and estates if not his life under a pretence of serveing he did not know how a King William (but pray) be not too hasty in serveing the Prince of Orringe Before you are certaine thᵗ he is King of England which is to be questioned wheither he is King of England or not and swore by his God if he were so he could not give account how he could come by the Crowne of England by faire play, for he could claime noe Right neither by decent Law or Iustice and thᵗ it was treason to proclaime the prince of Oringe King of England and thᵗ he would proove when called by good Law and Couted the Lord Cooke and thᵗ the said Hill sume time after in the mounth of September did mett with the said deponant and then did insist the most of the above said words, with many scourrilous speeches and further the Deponant saith nott.

Sworne before me the 15th day of Iuly 1690
Nicholas Greenberry

Iohn. Hammond

Captain Nicholson's letter to M^r^ Coode etc.

P. R. O. Maryland B. I. Vol. 2, B. E. p. 24

1. Aug. 1690.

Gentlemen,

The sixth of Iune last, by the advice of their Majesties' Councill I wrote a letter to you, in which amongst other things I desired that you would send me an account of the names of the persons that take upon them the preserveing the peace and administring the Laws in their Majesties' province of Maryland that if any ocasion were for their Majesties' service I might know to whom to direct my Letters, but have not yet received any answer to the Letter nor account of the persons but since received a Letter from Captain Iohn Coode dated the 24^th^ of Iune wherein he acquaints me, that the persons were to meet the 8^th^ of Iuly last and that he would then communicate the same and his Majestie's Letter to you and I should then receive a full answer to my Letter and in that intimated to me that one Richard Hill was fled into Virginia for speaking treasonable words against their Majesties and raiseing men etc This Hill before I received the Letter was with me and made great complaints of hard usage by Captain Coode but was gone before his Letter came to me intending as he said for England. Pray lett me have a full account of th^t^ and all other matters and the particular times of speaking the words and raiseing men. I would have all speedilie because the Fleet will be goeing for England and will saile about the 10^th^ inst.

Gentlemen, I did in my letter to you desire th^t^ you would take care according to his Majestie's commands, that all shipps that were ready in Maryland should repaire to Poynt Comfort by the 3^rd^ instant to depart with the Fleet under the convoy of their Majesties' shipps of Warr sent hither on that purpose but I hear of noe shipps come down yet, hope they are comeing.

I am alsoe to give you notice th^t^ in persuance of his Majestie's commands, that noe shipps be permitted to goe for Europe but in Fleets, my selfe and their Majesties' Councill here, have thought fitt to order that those shipps that are not ready to goe with the Fleet, shall not be permitted to saile unless the Iamaica Fleet arrives here to take them under their Convoys or till a number of shipps are ready and further order and desire you that you will give me notice what shipps are in Maryland that will not be ready to saile with the Fleet and that you take order they are not cleared untill the other shipps goe here and I will give you timely notice when they are to sayle.

In that letter from Captain Coode he sends me a coppy of

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a Letter from one Iacob Younge who gives an account that the Indians have cutt off the principall places of Canada and th[t] Seneca Indians are comeing to settle near the Frontiers Pray what Indian News or from New England or New York lett me have an account of, as likewise if you have any certaine European News since the shipp from Bellefast it being reported here that you have severall shipps that have had short passages arrived in your parts that bring late and great News.

We have no News here, I have sent a messenger on purpose to New England and New York to understand the certainty of things and if have any News, that may be advantage or concern to Maryland will communicate it to you, if you have any thing to send to their Majesties if you send it to me speedilie, I will putt it on board one of the men of warr, This is the needfull at present from

Gentlemen

Your humble servant

Virginia
Aug[st] 1[st] 1690.

(Endorsed)
Virginia 1 Aug. 1690.
Copy of Captain Nicholsen's letter
to M[r] Coode

p. 25 M[r] Coode's letter to Captain Nicholson

Maryland, 8[th] Aug[st] 1690.

May itt please your Honor,

I answer to yours dated the first inst. these are to signify th[t] the Generall Convention of this Province did constitute the present Government of the same as by a Coppy of their said Ordinance herein inclosed (and by his Majesty's gracious Letter confirmed doth appear to the president whereof we desire all Letters relating to their Majesties' service may be directed as to th[t] part of your Letter concerning Richard Hill as heretofore we informed of his most horrid and treasonable expressions against his present Majesty King William and for raiseing of men and armes, soe wee will certifie the same to be true and are very sorry th[t] he escaped your hands before cognizance thereof evidence of all which is ready to be produced when he shall be secured for Iustice. Wee have taken care th[t] pursuant to your former desire the shipps that are ready to saile should repaire to Point Comfort and th[t] all others which are not ready to saile with the fleet wee shall give notice to the Collector and navall Officers, according to your Orders relating thereunto Report here from Pensilvania

says that seven French shipps of Warr have on Martins Vine- P. R. O. Maryland B. I. Vol. 2, B. E.
yard and Block Island putt all to fire and sword without mercy or distinction If any news happen th^t may conduce anything to the service of their Majesties or the Colony of Virginia shall with all care and speed be transmitted to you. Wee humbly thank your Honor for the tender of the kind promise for the conveyance of our letters and papers to their Majesties' of which wee have taken convenient care by persons that are to goe in the fleet ffrom this Government to their Majesties We desire you'l be pleased to accept of this as what wee can at present answer to both your Honor's letters we are

Your Honors most Humble servants

| | |
|---|---|
| Robt. King. | Iohn Coode |
| Iohn Court. | Hen: Iowles |
| Char: Iames. | Kenelm Cheseltyn |
| M: Miller | Nehemiah Blakiston |
| | Ninian Beale. |

(Endorsed)
Maryland 8^th^ Aug. 1690.
Copy of M^r^ Coode's letter to Captain Nicholsen
Rec^d^ 22^nd^ Oct. 1690.

That Captain Iohn Coode be continued Principall or Com- p. 25
mander, in Chiefe of all his Majestie's fforces within this Province and with the advice and assistance of a Committee of 20 persons vitz. M^r^ Kenelm Cheseldyn and M^r^ Nehemiah Blakiston of St. Marye's County, M^r^ Michael Miller and M^r^ W^m^ Harris of Kent Co: Coll: Nicholas Gassaway and Major Nicholas Greenbury of Ann Arundell county Coll: Henry Iowles and Major Ninian Beale of Calvert county M^r^ Iohn Addison, and M^r^ Iohn Court, of Charles County M^r^ Iohn Thomas and M^r^ Thomas Staley of Baltimore County and M^r^ George Robotham and M^r^ Iohn Edmondson of Talbott County M^r^ David Browne and M^r^ Robert King of Sommersett County, M^r^ Iohn Brooke and Major Henry Tripp of Dorchester County, M^r^ Edward Ionas and M^r^ Charles Iames of Cecill county or any seven or more of the persons nominated as aforesaid to receive any message or address relating to the publick as also to make and issue such fitt and necessary orders and Instructions as shall be requisite and convenient for the Publick comodietie upon all emurgency of affaires in the intervalls of Assembly which Power and authority to continue & remaine till next convention or Assembly or other Lawfull Power sooner Determining the same if upon any debate the number of Voyces be equall the casting vote to be in the President and Principall aforesaid

Vera Copia sign'd by order
Henry Wriothesley Clk: Assistant

P. R. O. Am. & W. Ind. Vol. 27.

At the Court at Whitehall
the 21st of August 1690.

By the Lords of the Council.

It is this day ordered in Council, that their Majesty's Attorney General do forthwith proceed by scire facias against the Charter of the Lord Baltemore Lord Proprietor of Maryland, in order to vacate the same.

a true Copy.

John Povey.

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If the Kinge does consent to my going with Lord Baltemore's Commission, then that Commission to be as full as the Commissions that other Governors have and that my Lord give the Commission, be during the lives of the Kinge and Queen revocable only by the Kinge or Queene and that the Kinge give his Instructions.

That my Lord give halfe of the 2s per hogshead and quitrents with all the perquisitts that other Governors have in the neighbouring Colonys that his Lordshipp lende one of his howses.

(Endorsed)
A Paper relating to Marey Landes
Recd from Coll: Copley

p. 14 Commission for Coll: Copley to be Governor of Maryland.

To all to whome these presents shall come Charles Baron of Baltemore in the Kingdome of Ireland Lord Proprietary of the Provinces of Maryland and Avalon in America sendeth greeting Know Yee that the said Charles Baron of Baltemore for divers good considerations him there unto especially moveing and also with the approbation and by the speciall Nominacion and Appointment of the King and Queen's most excellent Majestie's, Hath constituted made and appointed and by these presents for himselfe his Heires and Assignes doth constitute make and appoint Lionell Copley Esqre Lieutenant Generall Chief Captain, Chief Governor and Commander and Chief Admirall both by Sea and Land of the said Province of Maryland in the parts of America and of all Islands, Territorys and Dominions whatsoever in any parts of America thereunto belonging And of all and singular Castles, Forts Fortresses, Fortifications Munitions Shipps and Navies in the said Province, Islands, Territories and Dominions there aforesaid. And the said Charles Baron of Baltemore doth further hereby Give and grant unto the said Lionell Copley all and singular the Rights, Privileges, Iurisdictions Revenues,

duties, Commoditys and advantages whatsoever to the said Office Command and Government in any wise belonging and apperteyning or which any Lieutenant Generall, Chief Captain Chief Governor or Commander or Chief Admirall of Maryland aforesaid have or ought to possesse or enjoy. To have hold occupy enjoy and exercise the said Powers, Command Iurisdiction Government Profits Privileges Emoluments and premises unto the said Lionell Copley by himselfe or his sufficient deputy or deputies by him in his Absence to be appointed for and during their Majesties pleasure (and not otherwise) in such manner and according to such Rules, Powers Limitations and Instructions as are herein after expressed or as shall be in that behalfe given or signified unto him from time to time by their said Majesties soe as the same do not extend to the disherizon of the said Charles Baron of Baltemore his heires or Assignes of or from his or their Lands or possessions of or in the said province or any the Territories or appurtences thereunto belonging And the said Charles Baron of Baltemore by the Appointment aforesaid doth Give and Grant unto the said Lionell Copley full power and authority during the time of his Exercise of the Office before mentioned by himselfe and his Captains and Officers by him to be appointed to Levy Muster and traine all sorts of men of what condition soever or wheresoever borne in their Majesties said Province and dominions for the time being remaining. And in Case of Insurrections assaults or approaching of any Enemy or Enemies, Pirate or Pirates to make Warr and pursue such Enemy or Enemies Pirates as well by Sea as Land and to vanquish and take them and being so taken to putt to Death by the Law of Warr or save them at his pleasure And to do all and every thing which unto the Charge and Office of a Captain Generall of an Army or Admirall of a Fleet belongeth And likewise in case of any Rebellion Tumult or sedition either upon the Land within their Majesties' said Province and Dominions or upon the Seas to execute the Laws in that behalfe against all Rebellious Mutinous and seditious persons who shall refuse to submit themselves to the Government or to serve in the Warrs or shall fly to the Enemy or forsake their Ensigns or be loyterers or straglers or otherwise howsoever offending against the Law Custome or Discipline Military as freely and in as ample manner and forme as any Captain Generall of an Army or Admirall of a Navy by vertue of his Office lawfully might or have accustomed to use the same And further the said Charles Baron of Baltemore doth give Grant and transferre unto the said Lionell Copley full power and authority during the time of his exercise of the said Office as often as hee shall think fitt from time to time to pardon

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remitt or release all and all manner of Capitall and Criminall Offences committed within the said province or Dominions or any of them as fully and amply as hee the said Lord Baltemore could have lawfully done if these presents had not been made, Treason and Wilfull Murther only excepted in which Case the said Charles Baron of Baltemore doth hereby give power to the said Lionell Copley upon any extraordinary Occasions to Grant Repreives to the Offenders therein untill and to the intent their Majesties pleasure may be further knowne And the said Charles Baron of Baltemore doth hereby further grant to the said Lionell Copley power and authority to pardon, remitt & discharge all and all manner of paines, penalties and forfeitures from time to time incurred by any person or persons Bodies Politique or Corporate within their Majesties said Province or Dominions or any of them or by reason of any Crime or Crimes, Offence or Offences committed or to be committed against any the Laws Ordinances or Orders of the said Province heretofore made or hereafter to be made whatsoever or howsoever except before excepted as fully and amply to all Intents Constructions and purposes as the said Charles Baron of Baltemore might lawfully do if he were then and there personally present to do the same And also as often as hee the said Lionell Copley shall find it necessary from time to time to call assemble and summons any Generall Assembly or Generall Assemblies of the Freemen of their Majesties' said Province or of their Deputies or Delegates. And the Generall Assembly and Assemblies so from time to time called Assembled and summoned or to be called Assembled or summoned from time to time when and as often as hee shall judge it necessary to prorogue or otherwise to dissolve at his pleasure. And likewise from time to time to Ordaine make and enact by and with the Advice Assent and Approbation of any such Assembly or Assemblies so called Assembled or summoned as aforesaid good and wholsome Laws and Acts for the well Governing and ordering of the said Province and of their Majesties subjects Inhabiteing and resideing there to be of Force untill the said Charles Baron of Baltemore shall with and by the speciall allowance of the King and Queen's most Excellent Majesties their Heires and successors declare and publish or cause to be declared and published within the said Province his particular dissent or disagreement to the same so as the said Laws and Acts so to be ordained made and enacted be consonant to reason and be not repugnant or contrary but as near as conveniently may be agreeable to the Laws, statutes and customes of the Kingdome of England and so as the same do not extend to the disinherizen of the said Charles Baron of Baltemore his Heires or

Assignes of or from his or their Lands possessions or inheritance of or in the said Province or any of the Territories thereunto belonging And likewise the said Charles Baron of Baltemore doth further by the appointment aforesaid give and grant unto the said Lionell Copley during the time of his Exercise of the said Office full Power and authority from time to time to make constitute, Ordaine and publish such wholsome reasonable and profitable Ordinances and Proclamations with their Majesties' said Province for the better Governing of their Majesties' subjects there inhabiteing and with such reasonable paines and penalties to be therein expressed as the said Charles Baron of Baltemore himselfe might lawfully do if hee were then and there personally present Willing and by these presents requiring the said Lionell Copley to advise as there shall be occasion with those who shall be of the Councill there for the time being upon all Emergent Occasions touching concerning or relating unto the good government of the said Province and of their Majesties subjects there And the said Charles Baron of Baltemore doth hereby revoke and annull and make void all former commissions heretofore at any time given unto any person or persons in relation to all or any the Offices, powers or authoritys hereby granted and all and every power and powers, authority and authoritys thing and things in them, every or any of them given granted mentioned or contained hereby declareing the same to be revoked annulled and made voyd to all intents and purposes immediately from and after the publishing of these presents within their Majesties' said Province, Provided always that these presents or any power, authority matter or thing herein conteyned shall not extend or be contrued to extend to the diminuation or prejudice of their Majestie's Right, Prerogative Royall, Sovereignty or dominion in and over their Majesties' said Province of Maryland or any the Territories or places thereunto belonging. In witnesse whereof the said Charles Baron of Baltemore hath hereunto sett his hand and seal the day of in the 2nd yeare of the Reigne of our Sovereign Lord and Lady William and Mary by the Grace of God of England, Scotland, France and Ireland, King and Queen Defenders of the faith etc Anno. Dni. 1690.

P. R. O. Maryland B. I. Vol. 2, B. E.

Att the Councill Chamber at Whitehall the 22nd day of August 1690. p. 15

The Right Honorable the Lords of the Committee for Trade and Foreign Plantations are pleased to referr the draught of a Commission to Lionell Copley Esqre for the Government of Maryland hereunto annexed to Sir George Treby Knt. their Majesties' Attorney Generall who is desired

P. R. O. Maryland B. I. Vol. 2, B. E.

to consider the same and to Report his Opinion to the Committee whether the said Draught may be fitt to pass the great seal accordingly.

William Blathwayt.

May it please your Lordshipps,

In Obedience to your Lordshipps Order of Reforme, I have perused the Draught of the Commission therein mentioned and am of opinion as followeth, I understand the seizure of this Government to be for necessity as being the onely meanes of preserving the Province.

The nature of the seizure is onely to take the Government out of the hands that neglected and endangered it, into the King's hands, But the laws and customes and the propertyes of the Inhabitants are to be preserved as farr as may be.

I doe not know whether or how farr the particulars in this Draught are agreeable to the Lawes and manner of Government which have been settled there or may be prejuditiall to the Interest of the Inhabitants.

I did draw a commission generall reciteing the confusion that was there and the danger of loosing the Province to the Enemyes and the necessity of takeing it into their Majesties' hands and thereupon constituting a Governor there to Govern according to the Laws of the Place (and as the administration ought to have been by the former Governor) and to defend the Province and take and apply the Public Revenue to that purpose.

And I see noe cause to depart therefrom or to recommend this present Draught hereunto annexed not knowing that the particulars herein conteyned are agreeable to the setled Orders of Government there or absolutely necessary for the preservation of the Province.

All which is humbly submitted to your
Lordshipps great wisdom
Geo: Treby
Sept. 1. 1690.

(Endorsed)
Report upon the Draught of a
Commission for the Government of
Maryland.

P. R. O. Col. Entry Book, Vol. 52, p. 215

State of the accompts of the duties of 14$^{d}$ pr Tun for Ships outward Bound and 2$^{s}$ p hhd. for Tobacco exported in the said ships in one year ending the 22. of August 1690.

P. R. O. Col. Entry Book, Vol. 52.

| Maryland | Tunage | 2s p hhd. | Totall |
|---|---|---|---|
| By Recd of 16 ships w^ch entered and cleared with the naval Officer at Potomack | 76.4.10. | 344.10.0. | 420.14.10. |
| By Recd of 27 ships w^ch entered and cleared with the naval Officer at Putuxcat | 78.19.8. | 392. 6.0. | 471. 5. 8. |
| By 26 ships which came from severall parts of Maryland without Entrying or clearing with the Navall Officer | 246.15.0. | 1484.4.0. | 1730.19.0. |
| Totall | 401.19.6. | 2221.0.0. | 2622.19.6. |
| By money Recd from ships clearing in the countrey & supposed to be for Fees for the naval Officers the same being generally included in the impost Bills | | | 17:7.9 |
| By the duties upon shipping & Tobacco in Pocomack remaining in the Navall Officers hands per Estimate | | | 50.0.0 |
| Totall | | | 2690.7.3. |

Mem^d

There are severall other ships which remaining in the Country in August 1690. and not cleared their duties and therefore are not included in this Account. There is severall quantities of Tobacco remaining in the country for want of shipping to bring it off the duties of which is in like manner not included in this Account.

| Per Contra | | |
|---|---|---|
| By sundry disbursmt^s for the Publick service with the said Province | 116.14.0. | |
| By Bills delivered to the Agents of the said Province when they are sent to England . . . . . | 300.12.4. | 417.6. 4. |
| Remaining in the hands of M^r Coode in Bills for the use of their Majesties. | | 492.1.11. |
| By the duty of 26 ships which coming away without entring or clearing with the Navall Officer here, No duty Bills could be remitted for the same . . . . . | | 1730.19.0. |
| By the duties upon shipping and Tobacco in Pocomack Remaining in the Officers hands . . . . . | | 50.0.0. |
| Totall | | 2690.7.3. |

P. R. O. Maryland B. I. Vol. 2, B. E. p. 40

John Courts to the President of Maryland.

Sep$^{t}$ 16$^{th}$ 1690.

Cap$^{t}$ Blakiston

Hon$^{d}$ S$^{r}$

This day I rec$^{d}$ a Lett$^{r}$ from Major Smallwood directed to Coll: Warren and myself where he desires our speedy assistance to advise with him concerning a late Information given him by the Emperor of Piscattua last night informed him that all the Indians that hee sent to the Cinnekoes to confirm the Peace are killed by some forreign Indians all but one which one is returned and gives this Information: And alsoe there is about the falls of Potomack River a great many strange Indians and will not be spoke with by our Indians Insomuch that all our Indians are upon their Guards, and does desire immediate assistance from us according to our promise to them given, this day I will goe to Coll: Warren, Cap$^{t}$ Barton and Cap$^{t}$ Haskins And wee'l waite att Major Smallwood's for your good Company, if possibly can be had which I am sure will be a great satisfaction to the Emperor for you know the late Government has been unkind to them. Pray S$^{r}$ if you cannot come to-morrow, pray lett us hear from you and give us your Order to the future proceedings this being all I am to informe you of from S$^{r}$ in haste

Your humble servant
John Courts.

September the 16$^{th}$ 1690.

(Endorsed)
Rec$^{d}$ from Cap$^{t}$ Nicholson.
10$^{th}$ Feb$^{ry}$ 1690.

Longworth Point.
7$^{ber}$ the 17$^{th}$ 1690 from Maryland.

May it please yo$^{r}$ Hon$^{r}$

I being appointed President of the Comittee for the present Government of this Province I am to acquainte you with their gratefull Recognition and due resentments of your Hon$^{rs}$ friendly readiness to maintaine a frequent correspondency with this Government on all occasions relateing to their Maj$^{ties}$ service assuring your Hon$^{r}$ that if heretofore there has been any remissness for the future wee'l endeavour to make a Compensation by our more constant forwardness in promoteing a Litterall Entercourse of all necessary Intelligencies.

The last night I received a Letter from Cap$^{t}$ John Courts a Coppy whereof I have sent to your Hon$^{rs}$ purusall that the Piscattua Indians doe complaine that their men (as in the said Letter is specified) is killed, is certainly true, but by what

Indians the murther is committed is not yet certainly knowne, but have sent out upon our Frontiers to endeavour the discovery what the event is shall give your Hon[r] an account p first. P. R. O. Maryland B. I. Vol. 2, B. E.

The Convention for this Province is to meet att S[t] Maries the 29[th] instant when and where wee expect to see some of the Seneckors and Susquihannas who have sent to this Government expressing their desire to treat with us and to confirme the former League of Friendship to which the Committee returned them a very amicable answer signifying our readiness to embrace and ratifie the same and that in case they could not afford us an Interview att the next Convention then Care should be taken for a convenient time and place as they should appoint to that purpose.

If there be anything that your Honour thinks expedient to be done or said to them in relation to your Government Be pleased to intimate your desires and they shall be the measures of our undertakings in yo[r] behalfe.

I request your Hon[rs] excuse for my confused Brevity in my writing being occasioned by some Imbecillities and Indisposition of Body through a violent Feavour which att present afflicts me soe humbly begg your Honours pardon for the abruptness of

Your Hon[rs] most humble servant
Ne[a] Blakiston.

Longworth Point.
7[ber] the 17[th] 1690.
from Maryland

P. R. O. Am. & W. Ind. Vol. 27.

At the Court at Whitehall
the 9[th] of October 1690.

Present
The Lords of His Majestie's most honourable
Privy Council.

The Right Honourable the Lord Baltemore this day attending His Majesty in Council, and having promised to send unto M[r] Attorney and M[r] Solicitor Generall Copies of the Commission, Instructions and Powers, by which he acted as Governor of Maryland in the Lifetime of his Father, it was ordered that M[r] Attorney and M[r] Sollicitor Generall do peruse the said Copies, and accordingly prepare such drafts of a Commission and Instructions, to such Person as His Majesty shall please to send Governor to Maryland, as they shall judge most conduceing to the good Government of the said Colony, taking care that there be inserted therein a Salvo for His Majesty's Right and Prerogative.

a true Copy
John Povey.

P. R. O. Maryland B. I. Vol. 2, B. E. p. 41

Lieut: Gov^r^ Nicholson to the Govern^rs^ of Maryland.

21. Sep^tr^ & 27^th^ 8^ber^ 1690.

Gentlemen

There being three shipps of good force in York River that will be ready to saile for England by the 20^th^ day of October I thought fitt to give you notice thereof, that what shipps or vessells you have ready in their Maj^ties^ Province of Maryland to Saile for England may by that time be ordered by you to come for York River there to make upp a Fleet according to his Maj^ties^ commands.

I received a letter from the Commodore of the fleet dated the 8^th^ of this inst: which gave me notice the Fleet were in good condicōn and then forty Leagues att Sea. I am

James Citty 27^th^ October 1690.

Gentlemen

I rece'd a Letter from Maryland dated the 8^th^ of August last signed by Jn^o^ Coode and eight others with a Coppy of a paper without a date signed Henry Wriethosley Clek Assist: which paper imports that Cap^t^ Coode was continued Principall and Commander in Chief of their Maj^ties^ Forces within that Province and w^th^ the advice or assistance of twenty persons there named or any seven or more of them to manage all affaires in the Intervalls of Assemblies. And in that Letter it is desired that all letters be directed to the President and therein Richard Hill is accused for Treason against their Maj^ties^ Whereof myself and their Maj^ties^ Councill here takeing Notice and hearing the said Hill was on board some of the shipps goeing for England, he was sent for on shore and Bond taken with security for his appearance before the Right Hon^ble^ the Earle of Shrewsbury their Maj^tie's^ principall Secretary of State to answer such matters as should be objected against him since which I received a Letter from M^r^ Nehemiah Blakiston dated the 17^th^ of September wherein he writes me he is appointed President of the Committee for the present Government of Maryland and sends me a Coppy of a Letter from Cap^t^ John Coats about the Indians being att the head of Potomack and that the Piscattua Indians complained that some of their Indians were killed.

Gentlemen, this account made me order the Officers of their Majestie's Militia on Potomack to send out souldiers to range to the head of that River and they could not find nor understand that any strange Indians had been there and the Commanders going over to the Piscattua Town and enquiring into the matter the Emperor of the Indians declared he knew nothing of strange Indians nor that any of his Indians were killed.

Gent^m^ It would do very well in these dangerous times to take care that no false news be divulged to alarm neither the people nor the Indians but that the Inhabitants of the Frontiers be dilligent and watchfull to defend themselves and give notice if any real occasion should be since that news wee have here declared that wee will reward any that bring true news and punish those Divulgers of false news And the least Tampering with the Indians in these times the better only to lett care be taken that they be not wronged nor abused by Traders or any others. P. R. O. Maryland B. I. Vol. 2, B. E.

I lately saw a Letter dated in December last wrote by M^r^ Blakiston to Captain Simon Rowe Commander of their Majestie's Shipp Donbarton wherein he takes on him to order Cap^t^ Rowe to seize any Vessells that should be cleared by M^r^ George Layfield I wonder he should take upon him to write any such thing when it is apparent M^r^ Layfield is appointed by Patrick Myne Esq^re^ who was sent from England to settle his Majestie's affaires as to the American parts Collect^r^ of Potomacke &c: And by the Comission from the Right Hon^ble^ the Commissioners of their Maj^ties^ Customes in England he is appointed Survey^r^ and Comptrouler of all their Maj^ties^ duties in their Maj^ties^ Province of Maryland and that one Abbington who they say is an ordinary keeper takes upon him to be Collect^r^ of their Maj^ties^ Duties in Potuxent River which I am informed is the greatest Districht in that Province I hope Gentl^m^ you will take care the Acts of Parliament are duely performed and that their Maj^ties^ duties be justly and duely collected and accounted for and care taken that their Maj^ties^ be not defrauded of their customes and that good security be taken from all shipps and vessells that doe not bring Certificates from England I desire if you send any Letters to me to direct them to be delivered to Coll: Lee or Coll: Allerton I expected an answer to all the matters of my Letters according to M^r^ Coode and M^r^ Blakiston's promises but have received none neither doe I hear of any shipps come down to goe with the Fleet. I am

your loveing Friend

Fr: Nicholson.

To those that take upon
them to preserve the Peace
and administer the Laws
in their Maj^ties^ Province
of Maryland.

(Endorsed)
Rec^d^ from Cap^t^ Nicholson
10^th^ Feb^ry^ 1690/1

P. R. O. Maryland B. I. Vol. 2, B. E. p. 30

To all Xpian People to whome these presents shall come I, Iohn Paige merchant Mayor of the Towne of Plymouth within the Kingdome of England and one of theire Majesties Iustices of the Peace there doe hereby certify and make knowne unto you that on this present day beinge the ffourteeneth day of November in the second yeare of the raigne of our soveraigne Lord and Lady William and Mary by the grace of God of England, Scotland, France and Ireland King and Queene defenders of the faith etc Anno: Dom: 1690 stilo Anglie, before mee the said Mayor att Plymouth aforesaid in presence of Thomas Payne notary and Tabellion Publique lawfully constituted admitted and sworne and there dwellinge) personally appeared and came Edward Burford of Wappinge within the Parish of Stephaney in the county of Midlesex Marriner comander of the Shipp Abraham and Francis of London and Symon Amberly of the Parish aforesaid Marriner, Comander of the Shippe Iames of London whoe did then and there freely voluntarily and severally depose and sweare on the Holy Evangelist of God to bee true as followeth (that is to say) that about the fifth or sixth day of september last past these deponants beinge at sea in their returne from their voyage from Virginia and beinge on board the shippe Edward and Mary of London whereof Michael Staples then was and yet is Comander in Company of one Iohn Coode sometyme an Inhabitant in Mariland And these deponants or one of them haveinge discourse with the said Iohn Coode for what reason hee had overturned and assumed to himselfe and his associates the Government of Mariland hee the said Iohn Coode made answeare and said these words (vitz) God damn mee what I did was in prejudice or revenge to the Lord Baltamore And the said deponant Edward Burford for himselfe alsoe deposeth that presently afterwards the said Iohn Coode then and there alsoe said if hee went for Ireland or France hee could doe better there then this deponant Edward Burford, because that hee the said Iohn Coode could make a popish Masse, all which the said deponants have severally deposed to bee true And in true testimony thereof I the said Mayor have hereunto subscribed my name and affixed my seale of office of Mayoralty And the said notary hath alsoe hereunto set his hand and notarial seale even the day and yeare first before written.

Edw: Burford
Simon: Emberly
Iohn Paige (mayor) [L. S.]
Thomas Payne. [L. S.]
Notarius Publicus
1690.

(Endorsed)
Read 22nd Nov. 90.

To the Kings most Excellent Majesty
The humble Petition of Charles Lord Baltemore.
Sheweth

P. R. O. Maryland B. 1. Vol. 2, B. E. p. 36

That y^r^ Maj^ty^ by yo^r^ Letter sent to Maryland of date the first of February last was pleased to give Orders to the Persons the same was directed to, to suffer yo^r^ Petitioner or his Agents to collect the Revenues ariseing there, that pursuant thereunto yo^r^ Pet^r^ hath been at great charge and expence in sending a person to Maryland for that purpose But that notwithstanding your Majesties said order yo^r^ Pet^rs^ Agent is returned without being suffered to collect anything of the Publick Revenue there to the great Detrement of your Petitioner. That one John Coode and one Kenelm Cheselyn two of the Ringleaders of the disturbers of your Pet^rs^ Governm^t^ and who have got the greatest part of the said Revenues into their hands are landed at Plimouth and as y^r^ Pet^r^ is informed by Persons lately come to Town from thence are there embezelling and spending the same.

Yo^r^ Petitioner most humbly prays y^r^ Ma^ty^ that you will graciously be pleased to give order for the sending for the said Coode and Cheseldyn to prove (if they are able) their former Declaration against yo^r^ Pet^r^ And alsoe to answere the just Complaints of your Pet^r^ before yo^r^ Maj^ty^ and to make satisfaction for the great wrongs and injuries y^r^ Petitioner hath suffered by them. And your Pet^r^ further humbly prayes your Maj^ty^ that what part of the said Revenue is not already paid unto the said Coode and Cheseldyn and their Agents by the Comanders of Shipps or others yo^r^ Maj^ty^ will graciously be pleased to give Order that the same be paid to y^r^ Pet^r^ it being the only support of your Petitioner and his Family here.

And as in duty bound yo^r^
Pet^r^ shall ever pray &c:

(Endorsed)
Referr'd by Order of the
20. Nov: 1690.
Read at the Comittee
22. Nov: 1690.

Order from M^r^ Coode and Cheseldine to appear at the Board, 20^th^ [Nov.]

P. R. O. Col. Entry Book, Vol. 52, p. 180

Upon reading this day at the Board the humble Petition of Charles Lord Baltemore setting forth th^t^ he is informed th^t^ Iohn Coode and Kenelime Cheseldyne two of the ringleaders of the disturbers of the Petitioners Government in Maryland and who have gott the greatest part of his Revenue into their hands are lately Landed at Plimouth and are there embezling and spending the same and therefore praying th^t^ they may be

P. R. O. Col. Entry Book, Vol. 52.

sent for to answer his just complaints against them and to make satisfaction for the great wrongs & injuries he hath suffered by them. It was ordered by his Majesty in Councill that the said Iohn Coode and Kenelm Cheseldyne be and they are hereby required personally to attend this Board on Thursday the 20th of November next to answer the aforesaid complaint whereof they are not to faile at their perill.

P. R. O. Am. & W. Ind. Vol. 27.

At the Court at Whitehall
the 20th of November 1690.

Present

The Kings most Excellent Majesty in Councill.

The Right Honorable the Lord Baltemore & John Coode and Kenelm Cheseldyn having this day appeared at the Board, upon the Petition of the Lord Baltemore And the said John Coode and Kenelm Cheseldyn humbly representing that they were not then prepared with their witnesses to make out the truth of the Petition and Articles exhibited by them against the Lord Baltemore. It is hereby ordered in Councill that the Lord Baltemore on the one part, and the said Coode, & Cheseldyn on the other, do attend the Lords of the Committee of Trade and Plantations on Saturday next, at four in the afternoon, then to make out their respective Allegations against each other.

a true copy.
John Povey.

P. R. O. Maryland B. I. Vol. 2, B. E. p. 37

To the Kings most Excellent Majtie

The humble Petition of several of your Maties Loyal Protestant Subjects, and ancient Inhabitants of your Province of Maryland, and lately from thence here arrived, in behalf of themselves and most of the Inhabitants of the said Province.

Sheweth

That your Petrs have for many years enjoy'd the blessing of Peace under the mild Government of the Lord Baltemore and his Father and have been equal partakers of their Justice as well as favours with your Majties subjects there of other perswasions, untill of late your Petrs have been by the malicious designs and wicked Practices of one John Coode and his Accomplices disturbed and deprived of their long continued happiness and yor Majties peaceable and Dutifull subjects have been most barbarously and inhumanly treated by them, having not only in a Tumultuous manner wrested the Government into their owne hands, seizing the Publick Records wherein is the security of your Petitioners Estates and reposing them in the hands of unfitt persons that arbitrarily seized and plundered

your Pet$^{r's}$ estates and imprisoned their Persons to the ruine of themselves and families, and have violently perverted the Laws of the Province having done what their own wicked Wills suggested which they maintain by force seeking to shelter their oppressions from your Majesties Ears by covering their Actions with the pretence of Zeale for your Maj$^{ties}$ service, not regarding your Majesties gracious comands by your Royal Letter of the first of February in the first year of your Reigne for the preservation of the peace of the said Province; and unjustly stileing those who will not join with them Traytors to your M$^{ts}$ Government Notwithstanding your Petition$^{rs}$ (as likewise several hundreds of your Majesties Protestant subjects of that your Province and who abhor the Actions of the said Coode and his Complices) no sooner received notice of your Majesties happy Accession to the Crowne but that they shewed themselves with all possible Demonstrations of Joys and only waited your Majesties Orders for your being proclaimed, The Declaration of the said Coode, and eight more persons, which he falsely says to be that of your Majestie's Protestant subjects of Maryland being most notoriously false as were also the subscriptions to the Addresses they presented to your Maj$^{tie}$ forged as your Petitioner can make appear; Which persons have also levied Taxes on us illegally. P. R. O. Maryland B. I. Vol. 2, B. E.

Those and many other grievances and Irregularities which are set forth in several Addresses of your Maj$^{ties}$ subjects of that your Province (and here ready in all humble manner to be tendred to your Maj$^{tie}$) will inevitably in a short time bring that your Ma$^{ts}$ flourishing Province into Ruine and Confusion, unless your Maj$^{tie}$ shall in your princely wisdom interpose your Royall Authority to put a stop thereto.

Your Petitioners therefore most humbly pray your Maj$^{tie}$ That you will graciously be pleased to give your Orders that the said John Coode together with one Kenelm Cheselyn, who is one of his Accomplices and are both now here in London, may be sent for before your Maj$^{tie}$ to answer the Complaints occasioned by the aforesaid oppressions of your Petitioner, and that your Maj$^{tie}$ will be pleased to grant such Redress to your Pet$^{r}$ against the said Coode and his Accomplices as upon making appear our said Grievances to your Maj$^{tie}$ your Maj$^{tie}$ in your Princely Justice and wisdome shall think fit.

And your Pet$^{r}$ (as in duty bound) shall ever pray &c:

| | | |
|---|---|---|
| John Lillingston | George Lingan | Henry Coursey |
| Thomas Knighton | Miles Gibson | Thomas Tailler |
| John Hinson. | Samuel Chew | Richard Hill |
| | Abraham Wilde. | Edward Dorsey. |

P. R. O. Maryland B. I. Vol. 2, B. E.

(Endorsed)
Referr'd by Order of
20. Nov: 1690.
Read 22. Nov: 1690.

p. 32 Petition of severall of the ancient Protestant Inhabitants of Maryland.

To the Right Hon^ble^ the Lords of the Committee for Trade and Plantations.

The humble Petition of several of the Ancient Protestant Inhabitants of their Majesties Province of Maryland, and lately from thence here arrived in behalfe of themselves and most of the Inhabitants of the said Place.

Sheweth,

That your Petitioners on the 13^th^ of this instant November presented their humble Petition to the King's most excellent Majestie And being informed, that all matters relating to the differences in Maryland are referred to your Lordshipps. Your Petitioners do humbly begg your Lordshipps consideration of our said Petition (the which is hereunto annexed) And that your Lordshipps will be pleased to Grant us a Hearing touching the matters there Prayed.

And your Petitioners shall pray etc.

(Endorsed)
Read 22. Nov. 90.

P. R. O. Col. Entry Book, Vol. 52, p. 212

To the Right Hon^ble^ the Lords of the Committee for Trade and Plantations

The humble Petition of Charles Ld. Baltemore.

Prayeth,

That your Lordships will please to take into consideration the business of his Revenue of Maryland since the late troubles there great part thereof is in danger of being lost by reason of Masters selling and disposeing of their ships, altering their voyages and other accidents And that your Lordships will be pleased to move their Majesty's in Councill that they will graciously be pleased to grant your Petitioner an order therefore, and that upon payment thereof the Bonds taken by Iohn Coode & his party of the respective masters of ships and vessells may be discharged.

And your Petitioner shall Pray etc

Whitehall 23. Dec^r^ 1690

Gent:

The Lords of the Committee of Trade and Plantations direct you to present unto their Lordships the best account you can

of the Revenues raised in Maryland since the Revolution and particularly of the impost of 2$^{s}$ wherein it may be distinguished how much has been raised how much expended, what remains yet undisposed of and where th$^{t}$ same lies at present which acc$^{t}$ you are to bring to me for the use of the Committee before friday next in the afternoone. P. R. O. Col. Entry Book, Vol. 52.

W. B.

Articles against the Lord Baltemore his Deputies Judges and Ministers employed by him in the Government of this Province viz$^{t}$

Against the Lord Baltemore. P. R. O. Maryland B. I. Vol. 2, B. E. p. 34

1. Appointing none but Irish Papists and his owne relac$\bar{o}$ns for the most part to have the Cheife Governing authority over the Inhabitants here.

2. Erecting and founding of Chappells for the Popish superstition to the encouragm$^{t}$ of Popery and subvertion of the Protestant religion the Preists clayming the Ecclesiasticall libertyes and priviledges of the church of Rome and exerciseing papall Jurisdicc$\bar{o}$n from the encouragem$^{t}$ of the first Act of Assembly still in force in this Province being invested with the best and richest Lands for the maintenance and support of them and a popish Clergie.

3. Causeing to be apprehended his Majesties Protestant Subjects by armed Papists in time of Peace without warrant or cause of comittment exhibited and confined by long and tedious imprisonment before Tryall.

4. Not provideing for the support of a Protestant Clergy or the exercise of the protestant Religion, but on the contrary takeing advantage by Escheats of Lands bequeathed and devised to the use of the Protestant Ministry.

5. Discourageing Protestants and preferring Papists to 6. places of honour and profitt constituting a third estate for the makeing of Laws, called his upper house of Assembly makeing them a part of the Legislative power contrary to the fundamentall constitution of the Government

7. Violating the Freedom of Elections to sitt and serve in Generall Assemblyes.

8. Preventing their sitting and serving when elected by summoning only a select number of them to that End.

9. Makeing Lawes without consent of Assembly extending to the Estates and Properties of the Inhabitants

10. Assumeing a power to assent or dissassent when and to what Laws his Lordshipp shall think fitt, that are made in his absence out of the Province.

11. Assumeing a Power by proclamac$\bar{o}$n to repeall Laws made and consented to by sufficient authority.

P. R. O. Maryland B. I. Vol. 2, B. E.

12. Assumeing a Power to dispense with laws made by his owne personall assent when present here.

13. Inflicting illegall insult and cruell punishments.

14. Suffering unquallified persons not Freeholders to be returned on grand and petty Juryes tryalls for cryminall matters extending to life & member.

15. Forceing and extorting speciall Baylle in Criminall Cases

16. Not provideing a Publick Magazine and a Magazine in each County as obliged by Law sufficient for defence of his Majesties subjects being paid for the Land at least 2000[l] sterl: p ann:

17. Prosecuteing before the Councill for matters only cognizable at Comon Law.

18. Constituting a Court called a Court of Delegates in this Province

19. Imposeing and extorting unreasonable and excessive fines.

20. Granting Fines to the Judges in Criminall Causes not only before conviction or Judgm[t] but before accusation or Imprisonment.

21. Governing by creuel sanguinary unjust unreasonable illegal tyrannical Acts of Assembly craftilly obtayned from the unwary Representatives of the Province contrary to the Lawes of England and his Lordshipps Charter and to the distruction of their Majestie's Subjects.

22. Assumeing the royall stile dignity authority and prerogative.

23. Endeavouring to obstruct Justice upon persons accused for supposed murders &c:

All and every of which Articles w[th] a great many more to tedious to enumerate being against the Religion Laws, libertyes and propertye of their Majesties Protestant Subjects as alsoe the following Articles more particularly against his Lordspps deputies Officers and Ministers here acting in and continueing the administration of the Governm[t] by the like illegall methods and proceedings.

Articles against the Deputies Judges and ministers of the Lord Baltemore in this Province viz[t]

Imp[rs] All the late Deputies and Councill papists and popishly affected.

2. Suffering his Lordspps receiver Generall to exact mony sterl: from the Inhabitants for their Rents and Fines for Alienation of Lands contrary to Act of Assembly in that Case made and provided appointing and directing the payment thereof

to be in Tobacco at the rate of 2$^{d}$ p$^{r}$ lb and for which is granted his Lordshipp moyety of 2$^{d}$ p hh$^{d}$ to the greate greife burthen and perplexity of the Inhabitants. P. R. O. Maryland B. I. Vol. 2, B. E.

3. Suffering his Lordshipps Attorny Generall upon his owne authority to issue precepts to the severall Sheriffs commanding them to bring the bodyes of severall the Inhabitants of this Province to the Provinciall Court, to answer such things as shall be objected against them by which meanes severall of their Majestie's subjects of this Province who have beene accordingly taken unto custody and brought from their homes a great distance, to the said Provinciall Court and there turned over to the Sherrifs of S$^{t}$ Mary's County being wholly ignorant of what would be layd to their charge to the greate griefe burthen and hazard of the said Inhabitants.

4. Suffering his Lordshipps Judges for probate of Wills and granting of Administracōns to putt the Inhabitants to excessive trouble charge and hazard their persons by long expensive and distinct journeys from the remote parts of the Country to come to their Office contrary to their Commission and Instruccōns from his Lordspp.

5. Suffering his Lordspps navall Officer here to exact and extort unjust and illegall Fees from Masters of Shipps of two pounds one shilling and four pence under the pretence and denomination of Secretaryes Fees to the vallue of 200$^{lb}$ sterl: p ann: not only without, but directly against the lawes of this Province therein made and provided togeather with 12$^{d}$ p poll on every passenger and serv$^{t}$ imported.

6. Suffering the said Navall Officers and Clerkes of Townes here to extort and receive from Merchants Masters and Traders into this Province 3$^{d}$ p hh: for all Tobacco exported agt: the very letter of the Law by which the same is pretended to be due, to the vallue of about 600$^{lb}$ sterl: p ann:

7. Suffering his Lordspps Secretary to take by way of execucōn other and more (exhorbitant and excessive Fees) from the Inhabitants then by Law is allowed and alloted them, to the vallue of at least 200000$^{lb}$ Tob: p annu:

8. Suffering the Millitary Officers in time of peace violently to press victualls and provisions from the Inhabitants of this Province to their greate impoverishing and oppression, and contrary to Law

9. Imposeing upon the Lower house of Assembly in the yeare 1688. under the threats of banishm$^{t}$ (by illegall artifice and against their previledges the Oath of Fidelity wherein there is no reserve of allegiance contrary to Law and his Lordspp's Charter.

10. Violently prosecuting and condemning all the Criminalls brought before the Provinciall Court Anno 1688. w$^{th}$

P. R. O. Maryland B. I. Vol. 2, B. E.

design to pardon them the more to honour and solemnize the pretended Prince of Wales and his Festivall many or most of the said Criminalls haveing sufficient and enough to say in their Defence but not permitted to be heard why judgement should not pass against them and for their respective pardons had imposed upon them an extraordinary and excessive Fee.

11. Endeavouring and undertakeing to fortefie the Province against the blessed and pious designe of his present Majestie when Prince of Orange for the Protestant religion and the English Liberties by disarming the Protestants to that end, entending the Publick arms and millitary Trust to be repossed in the hands of persons fitt and quallified for their purpose.

12. Endeavouring to confederate with and procure the assistance of Indians.

13. Magnifying the present French designes and interest being under the imediate command and injunction of the late King James to keepe a strict Amity and correspondency with the subjects of the French King untill particular orders from the said late King James thereunto relateing.

14. Endeavouring to obscure and smother their aforesaid wicked purposes and machinations by letters to the Secretary of Virginia and others by publick designes speeches orations subscriptions and remonstrances deceitfully and craftilly obtained from severall unwary thoug well meaning Inhabitants of this Province and by other cunning unjust wayes and contrivances.

15. Useing scandalous resolute and treasonable Invectives against their Majesties.

16. Threatening and menaceing the Protestants of this Province with death ruine and extirpation.

17. Takeing up Armes and publickly declaring against the proclayming their Majesties within this Province.

18. Assumeing and takeing upon them to be Judges of matter of Fact and giveing unjust arbitrary and cruel sentences in Criminall Cases whereby severall have beene condemned and executed which in construction of Law is no less than murder, others banished and greivously punished and fined.

19. Actually murdering M$^{r}$ Christopher Rousby and M$^{r}$ John Payne his Majesties Collectors here the first in the yeare 1684. the latter in the yeare 1689. by meanes of Coll: Talbott and Major Sueall both his Lordspps Deputies and the same owned and Justified by them and their adherents.

All and every the aforesaid Articles and matters of charge togeather with the particular proofs evidences and arguments to make good the same are humbly offered to the consideration of his Majestie to be produced and sett forth when thereunto required.

P. R. O. Maryland B. I. Vol. 2, B. E.

Additionall Articles to the preceeding charge against the Lord Baltemore and his Deputies viz[t]

1. The erecting and setting up of new Offices and Officers and granting unreasonable and excessive Fees without Act of Assembly: such as are the examiner Generall Attorney General in Provinciall and the County Courts the Clerke of the Councill and doorkeeper to the same with many others.

2. The granting and giveing away of Lands as Escheats before found so to be by inquisition

3. The fineing of men absent without giveing day in Court to answer by sci: fac: or otherwise often times without Juryes where matter of Fact ought to be enquired of and found

4. The Judges for Probate of Wills and granting of Administrations refuseing oftentimes to do the same att their Office but by way of comicō̄n into the Countyes thereby to augment and in a manner double their Fees, to the great burthen and charge of the Inhabitants.

5. Not observeing the Rules appointed them by Act of Assembly for keeping and holding their said Courts to the great disappointment charge and hazard of the Inhabitants and Suitors thereunto.

6. The disposeing and arbitrary selling of places and offices of Trust to persons incapable to manage the same for mony or otherwise at extraordinary rates whereby the same are unduely managed and the persons themselves forced to extort from the Inhabitants Illegall exhorbitant and excessive Fees for their support and maintenance.

7. That by such undue proceedings the records of the Prov[ll] and County Courts especially of the Provinciall Court are omitted to be entered but in the loose papers and minutes of the Clarkes who making way for others that give or offer most, are removed before such time as they could make due entry thereof and their minutes not understood by their succeeding Officers by which means such Judgements are reversible by writt of Error.

8. All the Judges att Comon Law Chancery Probate of Wills &c: and of the upper house of Assembly erected by the said Lord Baltemore being one and the self same persons and neerely allied that little Justice is to be expected when any of them are sued as often happens or as little redress upon any just appeale from them in one capacity to the same persons in another.

9. For the same reason the penall Laws made against Officers for extorting unjust and illegall Fees can take little or noe effect the said persons being actually possessed themselves or by their mercenary deputies of all Offices of profitt within

P. R. O. Maryland B. I. Vol. 2, B. E.

this Province and they the said persons themselves the Judges therein.

10. Writt of Error granted or denyed at the Arbritrary will and pleasure of the said Judges as they assert or disassert the cause or persons sueing for the same.

p E. B. Jowles.
Ne[a] Blakiston
Rich: Gassaway
Nicholas Greenberry
John Edmondson
Geo: Robotham
David Browne.
John Courts.
John Brooke.
Henry Trippe
John Thomas.
Tho: Stavy.
Edward Jones
J[no] Coode
Kenelm Cheseldyn
Rob: King.
Ninion Beale.

(Endorsed)
Articles against My Lord Baltemore.
Rec[d] 22 Nov: 1691.

p. 44

## Councells Letter to Lord Baltemore.

May it please your Lordspps

Wee herewith (to yo[r] Ldspp[s]) transmit a perticuler of our proceedings in the last Sessions of Assembly not only by this our accompt thereof but by the Journall of each Dayes passages which with these your Lordspps will (wee hope) receive in the begining whereof yo[r] Lordspps will find the heates and debates wee had with the Lower house about the Oath of Fedelity to your Ldspps which wee insisted upon the rather and indeed cheifly for that yo[r] Lordspps last Expressions to the Assembly in 84. was that for the future your Lordspps did expect that every Member of Assembly should take the Oath of Fidelity before they should be admitted to sitt In pursuance whereof the Government did in the Assembly of 86. propose the said Oath to the Lower house who excused it at that time saying that had it been proposed to them in time they would have taken it but that then they were entred upon other buisiness and the like for which and other reasons the Government did not then further press the same But at opening of this Assembly wee humbly conceived it was our duty to cause Complyance to yo[r] Ldspps said demands in 84. and in order thereunto wee resolved to be early with them in this and accordingly it was by the Presidents Speech to both houses given them in charge to which the Upper house readily obeyed But the Lower house by no means would comply upon which hott and high debates did arrise and the more they refused to sweare Fidelity to yo[r] L[d]spps the more reason wee had to dis-

trust 'em Butt all mild perswasions failing wee sent for 'em up to the Upper House which they refused saying if his Lordspp were there in person they would attend and indeed they endeavoured all they could to lay asyde yo$^{r}$ Ldspps Upper house upon which wee thought of a Dissolution but tryed them the second time and they refused and the third time and then they came to whome the president made a short speech wherein he told them that wee were sorry to find such early disturbances that the occasion wee sent for them was about the Oath of Fidelity that Fidelity was Allegiance which by the Lawes of England might be proposed even to the House of Comons in Parliament sitting and that the refuseing of Allegiance did imply Rebellion and the like as your Ldspps on perusall of the Journall will find upon which the Lower House was desired to return to their House to consider of it for 'till Complyance in that particuler wee neither would nor could enter upon any buisiness Butt all in Vaine they still persisted upon which wee could not in honour to yo$^{r}$ Ldspps authority doe otherwise then maintaine your Lordspp Right and Lawes in this yo$^{r}$ Ldspps Dominion for wee were not ignorant of the fatall consequences hereof if Deniall of Fedelity to yo$^{r}$ Ldspps were thus permitted Rebellion might be the next step whereupon wee resolved to try all Endeavours and accordingly it being then Saturday in the afternoon we sent for the Lower House and they came whereafter a few things sayd to 'em by the President the Assembly was prorogued till the Munday following and then immediately the Oath was required of every perticuler Member which after severall Refusealls and debates they every man tooke except one Thurston a Quaker who desired to be dispenced with and it was granted him and on Munday both Houses mett againe to whome the President made a short speech and soe entred upon Buisness which afterwards proceeded very amicably and kind even to the end of the Sessions notwithstanding their grievous paper of pretended agrievances all which were answered to content as by the Journall your Lordspps will find and then was pressed the Buisness about bulk Tobacco though wee dispaired of success considering the violent repulse it met with in Virg$^{a}$ yett wee endeavoured itt all wee could but to noe purpose for all wee could get from 'em in that affaire was their answere and reasons to the contrary and then we proposed Methods to improve yo$^{r}$ Ldspps and peoples Interests in Maryland as by the Proposeall themselves herewith sent yo$^{r}$ Ldspps will appear In which yo$^{r}$ Lordspps will find divers expressions which seeme to diminish yo$^{r}$ Ldspps dues of 2$^{d}$ ꝑ hh to one third less then at present. But the advantage proposed to yo$^{r}$ Ldspps by payment of all your Lordspps Rents and Fines for Alieva-

P. R. O. Maryland B. I. Vol. 2, B. E.

P. R. O. Maryland B. I. Vol. 2, B. E.

cõns in money at the inhansed value will (wee are well assured very much encrease yo$^{r}$ Ldspps Incomes to what they now are for that yo$^{r}$ Ldspps Rents which are now paid in Tobacco at 2$^{d}$ ℔ $^{lb}$ is but losse to yo$^{r}$ Ldspps and the people thereby have (as it were) yo$^{r}$ Ldshpps whole Province for nothing whereas if the Rents which dayly rise and encrease might be paid in money there's noe doubt but in a short time the same will be far more considerable than the duty of 2$^{d}$ ℔ hh besides it is proposed to enrich and people yo$^{r}$ Ldspps Province by bringing in of money and Tradesmen of all sorts to follow their Callings and inhabitt the Townes as by the Proposealls to which wee referr being for our parts (as wee are sworne to serve your Ldspp) sattisfied that if money be made current as it is proposed that it will infinitely redound to your Ldspps advantage and in a little time it will even encrease the duty of 2$^{d}$ ℔ hh for the Encouragement thereby to shipping will enduce them abundantly to Trade into Maryland rather than to Virginia besides as money becomes plenty people and labour will encrease and the Export of Tobacco will follow in proper cõn. But the difficulty in returning of this money to yo$^{r}$ Lordspps is to be considered for thõ it doe advance (as beyond all doubt it will) yo$^{r}$ Ldspps dues yett the payment as now made is farre more convenient to your Ldspps than twice as much in Maryland if not returned to answere yo$^{r}$ Ldspps occasion in England and this wee conceave may be effected as well then as now. For many especially the Londoners will as freely (prorato) pay their money there as here and with more ease than by procuring of p$^{s}$ of 8 shipping them Risque &c: and for the rest of the Traders they are for the most part but straglers whose money is more safe then their Bills and for soe much of your Lordspps dues as should be received here there's noe doubt but the same may be returned by Bills of Ex$^{a}$ more surely than at present for if money be made current the Planter Adventurer will have occasion for his money here and will give Bills in London being paid the difference twixt money there and here and for our parts wee are of opinion that yo$^{r}$ Ldspps dues will be returned then as well as now the consideration whereof is humbly submitted to your Lordspps But take as it will with yo$^{r}$ Ldspps the Lower House would by noe meanes heare of paying their Rents in money whereupon the whole matter was for the present layd aside and the Assembly prorogued to the second Tuesday in Aprill next what mind they will be of then wee know not, in the Intrim wee beg yo$^{r}$ Ldspps answere and resolve herein by first opportunity whereby we may take measures accordingly.

By the Journall yo$^{r}$ Ldspps will find the breifs corespond to the Coppies sent yo$^{r}$ Ldspps of such Acts as were passed

in this Assembly amongst which there's one for an Aniversary Day of Thanksgiveing for ever for the birth of the Prince which wee hope will be as acceptably taken as the Intent was dutifull and Loyall. P. R. O. Maryland B. I. Vol. 2, B. E.

Your Ldspps will herewith alsoe receive two Private addresses to which wee thought fitt to put a stop, wee doe not meane to addressing or hindering any from soe doeing but because the same were obtained at the request of other seperate and private Interests and designed to have been presented to the King by others not yo$^{r}$ Ldspps hands perhaps intended to yo$^{r}$ Ldspps prejudice wherefore wee thought fit to order soe as that noe Addresses should goe hence but through yo$^{r}$ Ldspps hands and accordingly both said Addresses are herewith enclosed to yo$^{r}$ Ldspps wherein yo$^{r}$ Ldspps may doe as to yo$^{r}$ Ldspps shall seeme meete—

Herewith may it alsoe please yo$^{r}$ Ldspps wee send the Coppy of a Proclamacō̄n issued as yo$^{r}$ Ldspps will find by which wee have thought fitt to call in all the Publick Armes whereby to fix and make them fitt for service and upon occasion to distribute the same into such hands as shall faithfully serve the King yo$^{r}$ Lordspps and the Contrey—

Wee herewith alsoe send y$^{r}$ Ldspps a Coppy of a letter sent us by the Lord Howard of Effingham and our answers thereunto hopeing that what wee have done therein may no ways be displeasing to yo$^{r}$ Lordspps It being but to shew the Readiness of this Governm$^{t}$ to joyne with the Governm$^{t}$ of Virginia in anything that may tend to his Maj$^{ties}$ service—As to yo$^{r}$ Ldspps Courts of Judicature Justice therein is administered wee hope to the content of all men, being morally sure there's none can have just cause to complaine. And for the Government in generall Blessed be God all things are peaceably and quiett all that disturbs us is the noise of those troubles with you in England which doth not altogeather dismay us First for that yo$^{r}$ Ldspps thereby had the opportunity to shew the greatness of your soul by that Heroick Act of and in raiseing a Troope for his Ma$^{ties}$ service, secondly for that our Confidence in the Almighty is such as that we noe wayes doubt but that all this is permitted by heaven for the greater Glory of God and Encrease of Power and hono$^{r}$ to the King and of Welfare and happiness to your Lordspp all which that God may bring to pass is the hearty prayer of

R$^{t}$ Hon$^{ble}$
Y$^{r}$ L$^{d}$shipps humble serv$^{t}$

True Coppy
p John Llewellin.

(Endorsed)
Read the 5$^{th}$ Dec$^{ber}$ 1690.

P. R. O. Maryland B. I. Vol. 2, B. E. p. 27

Mathew Tennison of St. Maries County being sworne and examined saith as follows That about the time of the first alarm of the Northern Indians he was informed by the Indians belonging to Chopticoe that they were forst away from their touwnes of Chopticoe and Zakiah by the Great men here (being the late Deputy Governors wherupon this deponent asked them for what they were forced away and the said Indians replyd that they were to fight for My Lord against Protestants being persuaded by Coll: Darnall Coll: Pye and Major Boreman promiseing them to furnish them with sloopes and Boates for their passedge to the Eastern shoare Where upon this deponent disuaded them from goeing telling them that the Protestants was too numerous for them and that if they went forward would kill them all upon which the said Indians all with a free consent resolved not to proceed nevertheless the Deputy Governors and particularly Coll: Darnall ordered the Easterne Shoare Indians to carry the said Chopticoe and Zakiah Indians with them and those that would not goe to take their arms from them and further saith not.

Iohn Llewellin

(Endorsed)
Read 22nd Dec. 90.

p. 29

To the Right Honble the Lord President and other the Lords of His Majesty's most honble Privy Councill here present.
The humble Petition of Henry Darnall of Maryland.

Sheweth,

That by order of the Right Honble the Lord President your petitioner upon the accusation of Iohn Coode for words by him alleadged to be spoken against his Majesty when Prince of Orange by your Petitioner gave bond for his good behaviour the which words are utterly denyed by your Petitioner and the said Coode pretending noe other way to prove the same then by a Paper he sayes was taken and sworn before himselfe who was noe way quallified to take an Oath.

Your Petitioner humbly prayes your Lordships he may be released of his Bayle the accusation against him being wholly malicious and your Petitioner desireing speedily to return to his family in the said Province

And shall pray etc.

(Endorsed)
Petition of Henry Darnall
Read 22nd Dec. 90.

The Answer of John Coode and Kenelm Cheseldine Agents and Commissioners from the late Convention of their Majesties Province of Maryland on behalfe of the said Convention and themselves to a Paper Exhibitted against them: To the Kings most Excellent Majesty by Richard Hill Henry Coursey George Wells George Lingham, Edward Dorsey &c: The Chief and most of which were the Protestants that opposed their present Majesties Right and Tytle to the Allegiance Obedience and subjection of their said Majesties subjects in the said Province.

P. R. O. Maryland B. I. Vol. 2, B. E. P. 35

3 of the Peticrs sd Taylour & Lillingston in Maryld at the Revolution

As to the first Allegation in the said Paper, that they petition on behalfe of themselves and most of the Inhabitants of the said Province is false For they can produce no power or qualification from any other persons whatsoever. The whole Province (as by Addresses from the severall Counties heretofore delivered in and now ready to be delivered to their Majesties fully manifesting the contrary as well as severall persons (viva voce) to testify the same.

As to the second Allegation That the Province hath in his Lordspp and his Father's time enjoyed a continuall peace and that persons of all perswasions have enjoyed equall favours from the Government is also untrue. Witness the Insurrection at the Clifts occasioned by his Lordspps Writts of Elleccōn comanding Four Representatives for each County to be elected as an Assembly out of which Four, his Lordspp afterwards called only two that he thought most fitt for his Interest to be an Assembly who laid the greatest Levy upon the People that ever was laid in that Province. Which they refused to pay as not being laid by their legall Representatives and for which three of them were condemned and two of them executed. Witness also the Comotions in the said Province upon his Lordspps arrivall there in the time of the Popish Plott. As also upon the Indians killing divers English at the Lower end of the Towne (being a place there so called) and ever since have the people beene in continuall feares and jealousies of the French and Northern Indians who often pass by the Confines of the said Province with French Priests who were acquainted with the English and Irish Preists there inhabiting, and as to the equall enjoyment of favours as is pretended. It is well known that of late yeares there have not been any Protestants preferred to Offices were there were Papists fitt to enjoy the same That of all perswasions there, the Church of England have had the least encouragement and respect.

P. R. O. Maryland B. I. Vol. 2, B. E.

And as to that Clause, in the said Paper wherein they maliciously charge the said John Coode and his Accomplices to be the Disturbers of the Province and changers of the Government These Respondts do deny that either he the said Cood or any by his order or Privity ever unjustly disturbed or changed the same But do say that five moneths after their present Majesties were settled in the Throne and the generality of their dominions had submitted to them and after they were proclaimed in Virginia the adjacent Country and all other their Majesties Colonies in America of which the Popish Government of Maryland were as well assured as they could be of any matter of Fact. The said Deputy Governours (with the Papists and severall of the aforesaid Petitioners their Adherents) disclaiming their Allegiance to their Majesties and politickly disarmeing the Protestants denying to call the Assembly to examine the Confederacy charged on them by Indians by whom they were accused as well as the English useing daily invectives against their Majesties persons and Government and all the Protestant Peers of the Realm conniveing at and encourageing all others to do the same, binding Protestants to their good behaviour endeavouring to imprison others for the least shew of their allegiance sending Warrants for such as but read or heard any of their Majesties Proclamacōns or the Parliament Papers termeing them Treasonable Papers and those that read or heard them or should but say God Bless the King Traitors daily broaching lyeing news (as they pretended sent to the Preists and Jesuitts from all parts of the French Kings invinceable Army to conquer England and the late King James his Victory in Scotland and Ireland and his great party in England to joyn with them to subdue the Rebells as they termed the Protestants as also the great strength of the French and Canada Indians if occasion served to invade the Province and other their Majesties Protestant Colonies in those Parts praying publickly in their Popish Chappells for the Irish and French success against the English and daily drinking health to the same wishing the arrivall of that golden day as they termed it To the great terrour of the Protestants and encouragement of the Papists The Protestants standing continually upon their guards and some flying for fear into Virginia so enraged the people as that it was not easy to restraine them from riseing thō they had no armes nor amunition to defend themselves and the more thinking men were plunged in their minds what course to take For Armes and Ammunition they had not to defend themselves and to depart the Province was to ruine their Estates and Familyes and stay they could not with safety without owneing their Allegiance to the late King James and fidelity to that present

Popish Government thereby denying their Faith Allegiance and subjection to their present Majesties which would have been high Treason and adhereing to their Enemies against the conscience and interest of all good Protestants and to involve them into the same crimes of Disloyalty with their Enemies and subject them to the penaltyes of the Law for High Treason. Whereupon the most eminent Protestants in the Province associated themselves with this Resolution That as God Almighty had given their Majesties a just call to the Crown to whom their Faith and Allegiance was due so according to their Duty and the Laws of the land they would with their lives and fortunes mainteyne their Majesties Right and Title to the Faith and Allegiance Obedience and subjection of their subjects in the said Province. P. R. O. Maryland B. I. Vol. 2, B. E.

Thus matters stood untill towards the latter part of July 1689 at which time the people of Virginia did often threaten us and were ready (in great numbers) to come over into Maryland to reduce us alleadging wee were Rebells for not Proclaimeing their Majesties in the mean time news being brought to some of the aforesaid Protestants that the Deputy Governors were fortifying the Court house at S$^{t}$ Maries and Matapany garrison and raiseing men to keep the same; they sent over to the Magistrates in Virginia desireing them to restrain the proceedings and designes aforesaid of their people. And thereupon about two hundred and fifty Protestants th$\bar{o}$ very badly provided with Armes and Ammunition marched down to the City of S$^{t}$ Maries to know the truth of the aforesaid Report and to desire the Deputy Governors to call an Assembly which had been for a long time prorogued against the desires of all honest men. That speedy course might be taken for the satisfaction of both Protestants and Papists untill orders from England. But when they arrived there they found the said Court house full of armed men made a garrison ready to oppose them. Whereupon they sent into the said Fort the Protestant Declaration demanding to have King William and Queen Mary to be proclaimed and submitted To which they refuseing to do the said Protestants marched up resolutely to the said Garrison and haveing gained the Doores and Windows and being ready to enter Those within did surrender takeing with them their private armes and leaveing the publick armes to the Protestants and then they marched to Matapany Fort about eight miles distant where about four hundred men were in Garrison and demanded surrender of the same to the use of King William and Queen Mary the which they refused for sometime to do. But finding the number of the Protestants to encrease and resolveing to attacke the same They surrendered upon Articles and thereupon a convention of the cheife of the

P. R. O. Maryland B. I. Vol. 2, B. E.

Inhabitants fairly elected by the people did meet and althō the Protestants kept all the said Articles inviolable yet notwithstanding the said Deputy Governors endeavoured by all wicked meanes possible to pervert and draw the people from their Allegiance to their Majesties and stirr them up to Rebellion and obstruct the said Convention from settling the Countrey in Peace and quietness untill order from their Majesties which notwithstanding they proceeded unto. And first of all pursuant to their Duty they caused their Majesties to be proclaimed and drew up an Address to them and then proceeded to settle the Province untill Orders from them, as first to settle the Military and civill Officers continueing all Protestants in their places and removeing all Papists and putting Protestants in their Rooms pursuant to their Majesties Declaration and continued all the Tempoary Laws in the Province laid the publique Levy which (notwithstanding the great occasion) was the least that had beene in that Province for many yeares thō they also paid the debts of the old Governm$^{t}$ out of the same and then drew all up into an Ordinance of Assembly whereby those matters do more fully appeare, after which the Deputy Govern$^{rs}$ and severall of the Petitioners their Adherents (being of the Lord Baltemores Comission) did on the behalfe of King James endeavour all they could to raise Rebellion against their Majesties in all the parts of the Province In the opposeing of which if any received Damage it is more then those Respond$^{ts}$ know or ever heard of before there being none done by them or their Order And do verily beleive there was none done by any other But if any such there were lett them prove the same aga$^{t}$ those that did it, and the Law is open for their Remedy the Convention never giveing authority thereto.

As to that other part of the charge in the said Paper of acting contrary to their Majesties Letter These Respond$^{ts}$ humbly conceive that the Convention hath given sufficient Answer in their last Letter to their Majesties unto which they do in all humility desire to be referred.

As to the generall charge of Forgery in the latter part of the aforesaid Petition to his Majesty These Respond$^{ts}$ know not to whom it relates and do therefore look upon it to be a notorious Falsehood forged by themselves

And the Respond$^{ts}$ do humbly desire that the Depositions Evidences and Papers relateing to the p$^{r}$misses ready to bee produced to this Right Hon$^{ble}$ Board may be read and heard.

(Endorsed)
M$^{r}$ Coode &c:—
Answere to the petition
Read the 22$^{d}$ Dec: 1690.

At the Court att Whitehall the 1st Ianuary 1690/1

P. R. O. Col. Entry Book, Vol. 52, p. 210

A Report from the Right Honble the Lords of the Committee of Trade and Plantations being this day presented to his Majesty in Councill in the words following,

May it please your Majesty

In obedience to your Majesty's Order in Councill of the 20th of Nov: last wee have been attended by the Lord Baltemore Lord Proprietary of Maryland of the one Part and by Mr Coode and Mr Cheseldyne deputies of that convention of that Province of the other and have heard both Parties by their Councill learned in in the lawes, as well upon the Petition of the Lord Baltemore and of severall inhabitants of Maryland against the said Coode and Cheseldyne as upon the Petition and Articles exhibited by the said Coode and Cheseldyne against the Lord Baltemore his deputies and Officers in Maryland and haveing also perused divers papers received from the Lord Baltemore and the present Convention in Maryland respectively.

We most humbly offer that the severall matters in differance be referred to the examination of the Governor that shall be sent thither by your Majesty's directions, who may report to your Majesty how he shall find the same and in the mean time we are humbly of opinion that Coll: Henry Darnell and Richard Hill who have given bond for their good behaviour for words alleadged to be spoken against your Majesty before your accession to the Crowne and the late Act of Indemnity may be released of their Baile and discharged from any further attendance on that occasion

All which is most humbly submitted

Councill Chamber
22. December 1690.

His Majesty in Councill was pleased to approve the said Report and to Order as it is hereby Ordered tht the Right Honble the Earle of Nottingham his Majesty's principall secretary of State do prepare instructions under his Majesty's signe manuell and signe according for the Governor that shall be sent to Maryland by his Majesty's directions and that in the mean time the said Coll: Henry Darnell and Richard Hill be as they are heareby released from their baile and discharged from their further attendance upon the Occasion mentioned in the said Report.

P. R. O. Col. Entry Book, Vol. 52, p. 207

At the Committee of Trade and Plantations
At the Councill Chamber at Whitehall Saturday the 3rd day of Ianuary 1690. (–1.)

Present

| | |
|---|---|
| Lord President | Ld Vict Sidney . |
| Earl of Nottingham | Sir Henry Goodrick |

Upon Reading the draught of a commission prepared by Mr Attorney Generall for Lyonell Copley Esqre to be Governor of Maryland Their Lordship's order the said draught to be sent to the Lord Baltemore who is desired to return to their Lordships his answer in writing on Wednesday next att five in the Afternoon whether his Lordship approve the same or what objections (if any) he may have thereunto.

P. R. O. Maryland B. I. Vol. 2, B. E. p. 45

The answer of Charles Lord Baltemore to a Draught of a Comission sent his Lordship with an Order dated the 3rd of Janry from the Rt Honble the Lords of the Committee for Trade and Plantation.

That in Obedience to the said Order the Lord Baltemore having fully perused the said Draught does find contained therein severall Clauses very prejudiciall and utterly destructive of the Rights Powers and Privilidges granted to his Lordsp by his Charter of Maryland some of which are as followeth.

1.—and alsoe with the approbation and by the speciall nomination and appointment of the King and Queens most Excellt Majties

2.—for and during their Majtyes pleasure (and not otherwise) and in such manner and according to such Rules Powers Limitations and Instructions as are herein after expressed or as shall be in that behalf given or signified unto him from time to time by their Majtyes

3.—untill and to the Intent their Majtyes pleasure may be known—

4.—untill the said Charles Baron of Baltemore shall with and by the speciall allowance of the King and Queens most Excellent Majtyes their Heirs and successors declare and publish or cause to be declared and published within the said Province his particular dissent or disagreement to the same.

By reason of the clauses above mentioned as alsoe severall other things contained in the said Draught his Lordsp can no wayes think it safe to set his hand to such a Comission: And since the Proposalls his Ldsp made to the Rt Honble the Lord President are not (as appeares by the Draught above men-

tioned) accepted of, his Lordsp hopes their Majtyes and their Lordsps will not take it ill that he now insists upon the Right and Powers of his Pattent which does sufficiently enable him to nominate and depute whom his Lordsp shall think fitt for the Government of his Province; being nevertheless still resolved for their Majtyes satisfaction at this Juncture to appoint a Protestant of unquestionable Credit for Governour, as likewise Protestants of very good Repute to be of the Councill and to repose the comand of the Militia together with the Magazine of Armes and Amunition in the hands of Protestants. P. R. O. Maryland B. I. Vol. 2, B. E.

C. Baltemore.

(Endorsed)
Lord Baltemore's Answer
to the Draught of a Commission for Coll: Copley.
Read in Councill
the 15th Janry 1690.

At the Court at Kensington
the 15th of January 1690. P. R. O. Am. & W. Ind. Vol. 27.

Present
The Kings most Excellent Majesty
in Councill

It is this day ordered by His Majesty in Councill that the Right Honorable the Lord Chief Justice Holt and Mr Attorney General do settle the draught of a Commission from His Majesty, appointing Lionel Copley Esqre to be Governor of Maryland, according to such directions as were this day given them, by His Majesty at this board, and present the same to the Right honourable the Lords of the Committee for Trade and Plantations at their Lordships next meeting.

a true Copy
John Povey.

Virginia. 29th Janry 1690. P. R. O. Colonial Papers.

From Coll. Bacon to Mr Coode.

Sr

I wondered when I received your letter this morning dated the 10th instant, but I found by the Messenger that it was writt on Fryday last, soe that I perceive you have not received the Account of the proceeding of the Council here, concerning the death of their Majties Collector Mr John Payne, upon the first notice whereof I sent my Warrant and secured John Wood-

P. R. O. Colonial Papers.

cock and George Mason, but George Mason was soe dangerously wounded that it is yet doubtful whither he will live or noe, and my warrant is yett out for Will: Ayleworth and Brother Wild, and hope I shall suddenly have them in custody.

Their Majᵗⁱᵉˢ Council having mett in James City the 16ᵗʰ ditto, have ordered that no collector shall clear any European Ship or Vessel until the first of March in order to their sailing to Point Comfort in James River there to make up their Fleet, but not to sail until the 15ᵗʰ of March, a copy of which order is sent to Mʳ Blackiston their Majᵗⁱᵉ Collector in the Province of Maryland which I doubt not but will be duly observed which is all at present from

Your Friend
Nathaniel Bacon Pʳ

This is a true Copie
Jⁿᵒ Coode.

29ᵗʰ Janʳʸ 1690.
From Coll. Bacon to Mʳ Coode
in Maryland, in Answer to a
Letter of the 10ᵗʰ Janʳʸ
Upon the death of Mʳ Payne
Mʳ Woodcock & Mʳ Mason were
secured and a Warrant is out
for Mʳ Ayleworth etc.
The Council have ordered that
no European Ships shall be cleared
till the first of March in order to
saile the 15ᵗʰ from Point Comfort
in Company.

P. R. O. Am. & W. Ind. Vol. 27.

At the Court at Whitehall
the 29ᵗʰ of January 1690.

Present
The Lords of His Majesty's most honorable
Privy Council.

Upon reading the annexed Petition of the Right honorable Charles Lord Baltemore humbly praying that no Commission may pass unto Lionel Copley Esqʳᵉ or any other person of the Government of Maryland, until the Petitioner shall first be heard at this Board, by his Councell, as to his right; It is this day ordered in Councill, that the matter of the said Petition be, and it is hereby appointed to be heard at this Board on Thursday the 5ᵗʰ of February next, when their Majesty's Attorney General and Sollicitor General are to be present and who are to have a Copy of the Lord Baltimore's Charter delivered

them by his Ldp. so timely, as that they may then come prepared on their Majesties behalf. P. R. O. Am. & W. Ind. Vol. 27.

John Povey.

At the Court at Whitehall
the 12th of February 1690.

Present
The Lords of His Majesty's most honorable
Privy Council.

It was this day ordered by their Lordships that the draft of a Commission prepared by Mr Attorney Generall and approved by the Lord Chief Justice Holt, consituting Colonel Lionel Copley to be their Majestie's Captain Generall and Governor in Chief of the Province, and territory of Maryland in America be transmitted to the Right honorable the Viscount Sidney one of their Majesty's principal Secretarys of State, who is to cause the same to be prepared for their Majestie's Royal signature in order to pass the great seale of this Kingdome.

a true copy.
John Povey.

Report touching the Revenue of Maryland. P. R. O. Col. Entry Book, Vol. 52, p. 217

Memd 23 Feb. 1690/1

My Lord President is desired by the Right Honble the Lords of the Committee of Trade and Plantations to Report in Councill that upon hearing the Lord Baltemore and the Agents deputed by the Convention of Maryland and examining an Act past in the Assembly the the 30th of Aprill 1679. concerning the revenue of that Province, their Lordships do find that one moiety of the impost of Two shillings per Hoggshead up all the Tobacco exported from the Province of Maryland is appropriated by the said Act for the use and support of the Government there so that his Majesty having thought fit to appoint a Governor of that Province, It is requisite that the moiety of the two shillings per hoggshead and such other Revenue as shall be there raised for those purposes be duly applied accordingly, their Lordships therefore humbly proposing that out of the Bills of exchange for the said impost and the duty of fourteen pence per. Tun. already remitted to England and of such other Bills as shall be remitted for the said duties by the convention there one moiety of the said impost be applied (if not already done) to the use & support of that Government by the Lords commissioners of the Treasury who may be further directed to appoint such Officer or Officers in Maryland for the collecting and receiving for

P. R. O. Col. Entry Book, Vol. 52.

the future the said moiety of the impost of two shillings per hoggshead so appropriated and such other Revenue as shall be raised for those purposes and for taking and remitting an account of what has been received of the said impost since the meeting of the said Convention in Maryland in Order to a due Application thereof and that the value of the Bills for the said duty of 14 per. tun and the moiety of the value of the Bills for the said impost of two shillings per hoggshead be answered unto the said Lord Baltemore as Proprietary of Maryland and that the said duty & moiety of the said impost be hereafter collected by such as shall be appointed by his Lordship to collect Receive the same for his own use.

Councill Chamber
23rd Febry 1690/1

P. R. O. Am. & W. Ind. Vol. 27.

Order upon the Report concerning the Revenue of Maryland.

At the Court at Whitehall
the 27th of February 1690.

Present
The Lords of His Majestys most honorable
Privy Councill.

The Right Honorable the Lords of the Committee of Trade and Plantations having this day reported in Councill, that upon hearing the Lord Baltemore and the Agents deputed by the Convention of Maryland, and examining an Act passed in the Assembly there, the 30th day of April 1679, concerning the Revenue of that Province, their Lordships do find that one moiety of the impost of two shillings per hogshead upon all the tobacco exported from the Province of Maryland, is appropriated by the said Act for the use and support of the Government there. So that His Majesty having thought fit to appoint a Governor of that Province, It is requisite that the said moiety of the two shillings per hogshead and such other Revenue as shall be there raised for those purposes be duly applyed, and their Lordships therefore proposing, that out of the Bills of Exchange for the said Impost and the duty of fourteen pence p tun already remitted to England and of such other Bills as shall be remitted for the said duties or debts contracted for the same by the Convention there one moiety of the said Impost be applied (if not already done) to the use and support of that Government and the other moiety of the said Impost with the Duty of fourteen pence p tun Answered to the Lord Baltimore as Proprietor of Maryland.

It was this day ordered in Councill That it be referred as it

is hereby referred to the Right Honorable the Lords Commrs of their Majesties Treasury, to give all necessary directions there in accordingly, as also to appoint such Officers or Officer in Maryland for the collecting and receiving for the future the said moiety of the Impost of two shillings p hogshead appropriated as aforesaid, and such other Revenue as shall be raised for those purposes and for taking and remitting an account of what has been received of the said impost, since the meeting of the said Convention in Maryland in order to a due application thereof It being Her Majestys pleasure that the said duty and moiety of the said Impost be hereafter collected by such as shall be appointed by the Lord Baltimore to collect and receive the same for his own use pursuant to the Report of the said Committee. P. R. O. Am. & W. Ind. Vol. 27.

a true Copy

John Povey.

At the Court at Whitehall
the 12th March 1690/1.

Present
The Lords of Her Majesty's most honorable
Privy Councill

Trusty and Well beloved, Wee greet you well, We have been informed by your letter of the eleventh of July last, that you have received our Royal Commands bearing date the 5th day of February 1689, and given due obedience thereunto, and having since heard what your deputies and Agents have offered to us, Wee have thought fitt to take our Province of Maryland under our immediate care and Protection, and by letters Patents under the Great Seale of England to appoint our trusty and well beloved Lionel Copely Esqre of whose prudence and loyalty we are well assured to be our Govr thereof, untill whose Arrivall we do hereby authorise and impower you to continue in our name the administration of the Governmt and preservation of the peace and property of our subjects there, willing and requiring you to take care that one moiety of the Impost of two shillings for every hogshead of Tobacco, exported from our said Province, be collected for the use and support of our Government there, and to permitt the duty of fourteen pence per tunn, and the other moiety of the said duty of two shillings p Hogshead, to be collected and received for the use of the Lord Baltimore as Proprietary of our said Province, by such as shall be appointed by him to collect and receive the same. Wee have been likewise informed by the Representacōns that have been transmitted to us of the murder of our late Collector, and accordingly directed some-

P. R. O. Am. & W. Ind. Vol. 27.

time past Our Lieutenant Governor and Councill of our Colony and dominion of Virginia to do all that in them lay, for the bringing the Offenders to speedy justice within our Province of Maryland, if the fact should appear to have been committed there, and in that case to take care that such of the Criminals as should be found within that our Colony should be forthwith conveyed in safe custody to our said Province, there to receive a speedy trial of the execution whereof, We are no ways doubting. And so we bid you heartily farewell, From the Court at Whitehall the 12th March 1690/1. In the third year of our reigne

By His Majt's Command
a true copy
John Povey.

To such as for the time being
take care for preserving the peace
and administering the laws in
Our Province of Maryland in
America.

P. R. O. Maryland B. I. Vol. 2, B. G. p. 10

Maryland Accompt of 12d p hogshead.

Maryland ss.

1689.

| | | | |
|---|---|---|---|
| Septemb 5th | Iohn Crouchee Mr of the Happy returne Impost 87: hhd tob: | 04 | 07 00 |
| | Sloop Willing minde belonging to the Shipp Turkey Mercht in Virginia 42 hhds | 02 | 01 00 |
| | The Everard Mr of the Thomas & Susanna 195 hhds at 1s | 09 | 15 00 |
| Octob 14: | Abra: Mr of the Brigandin of Pensilvania: 46: hhds | 02 | 06 00 |
| | Samll Gilhain Mr of the Ketch Crain of Dartsmouth 120: hhds | 06 | 00 00 |
| Octob 23 | Iames Delaplaine Mr of the Sloop Hopswell of New Yorke | | |
| Decemb 9th | Marke Whitson Mr of the Maryland Merht of Billesford Impost of 162 hhds | 08 | 02 00 |
| Decemb 11th | Thomas Walker Mr of the Thomas & Mary of Bristol 153 hhds at 1s p. | 07 | 13 00 |
| Decemb 16th | Wm Wiaxall Mr of the Sunflower of Bristol 510 hhds | 45 | 10 00 |
| Decemb 24th | Iohn Howell Mr of the Sheild of Straton 510 hhds | 25 | 10 00 |
| | Iohn Iames Mr of the Bohemia Brothers 4 hhds | 00 | 04 00 |
| Febry 3 | Robert Glandvill Mr of the K to S—— Hollow Shipp of Salsen 103 hhds | 05 | 03 00 |
| Febry 19th | Charles Compston Mr of the Wm & Mary of Maryland 110 hhds. | 05 | 10 00 |

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| Thomas Smith Mr of the Brigantine Betty of Maryld 14 hhds | 00 | 14 | 00 |
| Febry 24 Wm Browing Mastr of the Chester Mercht of Bidyford 252 hhds. | 12 | 12 | 00 |
| March 10th Gibert Levesly Mr of the Reserve of Liverpool 208 hhds | 10 | 08 | 00 |
| March 12 Richd Robins Mr of the Speedwell of London 162 hhds. | 08 | 02 | 00 |
| March 29th Nicho Smith Mr of the N W Hopwell Nil of London 804 not cleared. | | | |
| 1690 Aprill 8th Iohn Farmer Mr of the Ketch Tryall of Bytheford 151 hhds. | 07 | 11 | 00 |
| 12th Abell Ieffries Mr of the Ketch America of Topsham 85 hhds | 04 | 05 | 00 |
| 28 Robert Lartin Mr of William of London 793 hhds | 39 | 18 | 00 |
| 28 Ioseph Gaits Shipp Sun London 300 hhds | 15 | 00 | 00 |
| George Ayler Mr of the Brigantine Hopewell of Maryland 73 hhds | 3 | 13 | 00 |
| May 6th 1690 Wm Woodberry Mr of the Sloop Neptune of Salin 4 hhds | 00 | 04 | 00 |
| Iune 14 1690 Iohn King Mr of the Sloop of Philadelphia 25 hhds | 01 | 05 | 00 |
| May 9th Caleb Tilly Mr of the Pac of Plymouth 134 hhds | 06 | 14 | 00 |
| 14 Wm Lovell Mr of the Iohn & Francis 339 hhds | 16 | 19 | 00 |
| 15 Mathias Herron Mr of the Resolution of Hull 420 hhds | 21 | 00 | 00 |
| 19 Ioseph Green Mr of the Sloope Quaker of Maryland 50 hhds | 02 | 10 | 00 |
| 19 Iohn Twitt Mr of the Charles of Plymouth 222 hhds | 11 | 02 | 00 |
| May 26th George Martin Mr of the Sloop Iohn & Robert 70 hhds | 03 | 10 | 00 |
| Iune 5th Thomas Graves Mr of the Richd & Sarah London 500 hhds | 25 | 00 | 00 |
| 5 Anth Bowles Mr of the Shipp Success of London 308 hhds | 15 | 08 | 00 |
| 21st Wm Penn Mr of the Amity of London 308 hhds | 15 | 08 | 00 |
| 28th Charles Heyden Mr of the Alath of Bristol 567 hhds | 28 | 07 | 00 |
| Thomas Haimon Mr of the of Maryland 300 hhds | 15 | 00 | 00 |
| Aug 11 Wm Lee Mr of the Brigantine Betty of Maryland 19 hhds | 00 | 19 | 00 |

P. R. O. Maryland B. I. Vol. 2, B. G.

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| 16th | Iohn Touch Mr of the Edward & Sarah of Maryland 15 hhds | 00 | 15 00 |
| November 6th | Humphrey Bryant Mr of the Expedicon of Biddeford 344 hhds | 17 | 04 00 |
| | Iames Preind Mr of the Richd & Iames of Bristol 584 hhds | 29 | 04 00 |
| 20th | Robert Iones Mr of the Yarmouth of Biddeford 187 hhds | 09 | 07 00 |
| | Wm Browning Mr of the Chester Mercht of Bydeford 237 hhds | 11 | 17 00 |
| 20th | Thomas Marshall Mr of the Loyalty of Bydeford 190 hhds | 09 | 10 00 |
| 20th | Iohn Rock Mr of the happy returne of Bydeford 250 hhds | 12 | 10 00 |
| 24th | Gilbert Levesly Mr of the Lawrence of Liverpool 470 hhds | 23 | 10 00 |
| | Iohn Donicott Mr of the Sunflower of Barnestaple 284 hhds | 14 | 04 00 |
| 24th | Gilbert Berry Mr of the Iames of Bideford 170 hhds | 08 | 10 00 |
| 24th | Samuel Gibbs Master of the Adventuror of London 490 hhds | 24 | 10 00 |
| Decemb 2nd | Iohn Hockaday Mr of the Nephew of Bydeford 191 hhds | 19 | 11 00 |
| 26th | Iohn Walks Mr of the Thomas & Mary of Bristol 153 hhds | 07 | 13 00 |
| Ianry 4th | Gilbert Mageridgs Mr of the Crowne of Topsham 170 hhds | 08 | 10 00 |
| 13 | Wm Ferrys Mr of the Martin of White Haven 189 | 09 | 09 00 |
| 23 | Robert Fishly Mr of the Samdebigg of Barnestaples 351 hhds. | 17 | 11 00 |
| 24 | Iohn Crouchee Mr of the Barke Ann & Catharine of New York | | |
| 27th | Iohn Howell Mr of the Sheild of Stocton 510 hhds. | 25 | 10 00 |
| Febry 2nd | Iohn Green Mr of the Kent of London 635 hhds | 31 | 15 00 |
| 3rd | Marke Whitson Mr of the Maryld Mercht of Bideford 165 hhds. | 08 | 05 00 |
| 9th | George Bass Mr of the Sloop Charles of Topsham 501 hhds. | 25 | 01 00 |
| Febry 9th | Robert Smith Mr of the Rotherdam Mercht of Exon 102 hhds | 05 | 02 00 |
| 9th | Iohn Richardson Mr of the Endeavour of London 364 hhds 39 of them from Virginia | 16 | 05 00 |
| Febry 12 | Thomas Pitt Mr of the Francis & Mary of London 203 hhds | 10 | 03 00 |

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| 16th Iohn Uruard Mr of the Hopewell of Exon 160 hhds | 08 00 00 | P. R. O. Maryland B. I. Vol. 2, B. G. |
| 16 Iohn Miller Mr of the Iohn and Susannah of Bristol 660 hhds | 33 00 00 | |
| 16th William Howard Mr of the Iohn of London 315 hhds | 15 15 00 | |
| 17th Thomas Banks Mr of the Princess Ann of London 347 hhds tob: | 17 07 00 | |
| 17th Abraham Ravens Mr of the Hopewell 451 hhds | 22 17 00 | |
| 20th Iohn Lyle Mr of the Excise Mercht 120. | | |
| 21st Iohn Winn Mr of the Mary of London 580 hhds | 29 00 00 | |
| 21st Wm Fletcher Mr of the Pinke Rebecca of Liverpool 234 hhds | 11 14 00 | |
| 27th Abraham Wilde Mr of the Dilligence of London 600 hhds | 30 00 00 | |
| 27th Wm Hill Mr of the Ann of London 790 hhds | 39 10 00 | |
| 27th Iosiah Clifton Mr of the Eagle of London 590 hhds | 29 10 00 | |
| March 11th Thomas Sutton Mr of the Pinke Concord of Maryland 255 hhds | 12 15 00 | |
| 11th Edward Audley Mr of the Iacob of London 473 hhds | 23 13 00 | |
| 14th Iohn Samon Mr of the Sara & Elizabeth of Maryland 66 hhds | 03 06 00 | |
| March 16th Iohn Marshall Mr of the Burdochs Factor of London 333 hhds tob | 16 12 00 | |
| 16th Iohn Atkins Mr of the Samll of London 395 hhds | 19 15 00 | |
| 17th Wm Hascall Mr of the Ketch Retone 94 hhds | 04 14 00 | |
| 18th Thomas Emmes Mr of the Iohn & Ioseph of Yarmouth 770 hhds | 38 10 00 | |
| 1691 | | |
| March 28 Iames Hardy Mr of the Wm & Sarah of Maryland 55 hhds | 02 15 00 | |
| 30th George Orchard Mr of the Iohn & Francis of London 252 hhds | 12 12 00 | |
| April 2nd Ioseph Scotting Mr of the Iohn and Thomas of London 750 hhds | 37 10 00 | |
| 4th Thomas Gray Mr of the Primrose of London 186 hhds | 09 06 00 | |
| 16th Lott Gording Mr of the Amity of Boston in New England 114 hhds | 05 14 00 | |
| 21st Syom Embaly Mr of the Iames of London 902 hhds | 45 02 00 | |

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| April 4th | Samuel Ayles Mr of the Iohn & Thomas of Maryland 43 hhds | 02 | 03 00 |
| May 2nd | Adam Gillis Mr of the William and Mary of Londonderry 95 hhds | 04 | 18 00 |
| 6th | Richard Pearce of the Pinke Lemon of Falmouth 168 hhds | 08 | 08 00 |
| 27th | Thomas Webbes Mr of the Mercht Adventure of London 427 hhds | 21 | 07 00 |
| Iune 19th | Richard Robins Mr of the Olive Branch of London 120 hhds | 06 | 00 00 |
| 29th | William Lord Mr of the Ketch Adventure of Boston 40 hhds | 02 | 00 00 |
| 29th | Ioseph Glover Mr of the Ketch Ann of Boston 34 hhds | 01 | 14 00 |
| Iuly 6th | Thomas Everard Mr of the Thomas & Susanna 217 hhds | 10 | 17 00 |
| August 5th | Iohn Tauh Mr of the Edward and Sarah of Maryland 13 hhds | 00 | 13 00 |
| Septr 17th | Walter Uppington Mr of the Maryland Mercht of Bristoll 500 hhds | 25 | 00 00 |
| 17th | Richard Hill Mr of the Ann-Arundell of Maryland 296 hhds | 14 | 16 00 |
| 21st | Iohn Rock Mr of the Happy Returne of Bideford 237 hhds. | 11 | 17 00 |
| 22nd | Samuell Dennard the Loyalty of Bidde-ford 180 hhds | 09 | 00 00 |
| Iune 22nd | Iohn Seaton Mr of the Good Hope of London 480 hhds | 24 | 00 00 |
| | All the foregoing are of Pottuxen District | | |
| | Pottomock District amts to . . . . . | 647 | 16 00 |
| | Pocomoke to . . . . . | 205 | 08 02 |

(Endorsed)
Maryland
Accompt of 12d p hogshead
Recd 24th Nov per Mr Pagger.

P. R. O. Am. & W. Ind. Vol. 27.

At the Court at Whitehall
the 2d of April 1691.

Present
The Lords of Her Majesty's most Honble
Privy Councill.

It is this day ordered by Her Majesty in Councill that the Commrs of their Majesty's Privy Seal do forthwith dispatch the Commission for Lionel Copley Esqre to be Governor of Maryland, unless they have any reason for stopping or further delay of it. In which case they are to acquaint the Lords of

their Majestys' most honorable Privy Councill, on Thursday next at ten in the morning, with their reason for stopping of the said Comission. P. R. O. Am. & W. Ind. Vol. 27.

a true Copy

John Povey.

Commission for the trying of Woodcock &c. for the Death of Paine. P. R. O. Maryland B. I. Vol. 2, B. F. p. 25

Dedimus Indorsed on the back of the Prov^ll Court Commission viz^t

To Nehemiah Blakiston Esq^re and Coll Henry Jowles Greeting Whereas by the present Generall Convention of this Province you the said Nehemiah Blakiston and Henry Jowles and the Severall persons within named are constituted assigned and appointed to be Iustices of their Maj^ties Prov^ll Court of this Province, as well for the tryall and condemnation or acquittall of the murderers of M^r Iohn Paine, as for the heareing holding and determining the pleas within mentioned; BE it therefore knowne that full power and Authority is given unto you (you the said Nehemiah Blakiston having first taken the usual Oath of Chiefe Iustice of the said Court upon the holy Evangelist, which Oath the said Coll Henry Jowles is hereby authorised and empowered to Administer and you the said Nehemiah Blakiston having read and taken the said Oath as hereby Authorised and Impowered to Administer the like Oath of Iustice of the said Court to him the said Henry Jowles; which being done and performed) to call and cause to come before you the other persons in the Commission nominated and appointed to be Iustices of the said Court and duely and truly to administer unto them and every of them jointly or severally the said Oaths of Iustice of the said Court they also takeing the same upon the holy Evangelists which when done you are under your hands and seale to certify your whole proceedings unto the s^d Generall Covention of this Province without delay together with the Summ & Substance of this precept Given at the City of St Maries the 21^st day of Aprill in the third yeare of their Maj^ties Reign &c Anno Domini 1691.

(Endorsed)
Commission of the trying of Woodcock
&c for the Death of Paine.
Rec^d 10 Oct 1691
from My Ld Baltemore.

P. R. O. Maryland B. I. Vol. 2, B. F. p. 24

Order of the Convention for the tryall of Woodcock for the murder of Paine.

By the Convention Aprill 16th 1691.

Upon severall readings in the house of his Majties Letter Commission and dated the 26th of Aprill last and directed to such as for the time being take care for the preserving the peace and administring the Lawes within this his Majestys Province of Maryland &c. now lately recd from the honbles their Majties Deptv Governr of Virga and upon full and mature deliberation and consideration had of the contents thereof, and of his Majties express Comands therin signified and sett forth.

Resolved that the most proper and Effectual meanes and Method to comply therewith and to put the same in Execution as also to curb & putt a stop to the insolency and exorbitant rude behaviour practice and attempts of their Majties enemies within this Province to disturb the peace & quiet thereof, is by way of Ordinance or Commission to issue from this house for the Opening, Erecting, and appointing of a Provinciall or Superior Court of Iustice within this Province as well for the tryall and condemnation or acquittall of the murderers of Mr Iohn Payne pursuant to his Majties pticular and express commands in the said Letter, as also for the holding hearing and determining of all pleas relating to the conservation of their Majties peace and the peace of the Province and their Majties rights & revenues within the same together with all other pleas formerly used or accustomed to be held in the sd Provinciall Court (matters only relating to probate of Wills &c. already granted to and within the congnisance of the County Courts & matters relating to Titles of Land excepted.

Ordered that Commission be accordingly drawn and issue to Nehemiah Blakiston Esqre Chiefe Iustice, Coll Henry Iowles Coll George Robotham, Majr Nicholas Greenberry, Mr Thomas Tench, Majr Robt King, Doctr Iohn Brooke Coll Nicholas Gassaway, Mr Iohn Edmondson, Mr Iohn Adison & Mr Robert Mason, Iustices of the said Court thereby to be Authorised constituted and appointed

Signed p order.
Iohn Llewellin Clk.

(Endorsed)
Order of the Convention for the Tryall of Woodcock &c for the murder of Paine.
Recd 10th of Oct 1691.
from my Ld Baltemore.

P. R. O. Maryland B. I. Vol. 2, B. F. p. 26

## Proceedings upon the tryall of Woodcock, Mason Burleigh and Alyewood upon the Death of M^r^ Paine.

Maryland ss.

To all Sherriffs & Chiefe Officers & Magistrates Millitary & Civill and all others their Maj^ties^ subjects Inhabitants of this Province of Maryland Greeting whereas upon the Informacōn & advice of a late Barbarous horrid Murder perpetrated & Committed by some Papiste Confederates with Maj^r^ Nicholas Sewall one of the late depute Governo^rs^ of this Province on the body of M^r^ Iohn Paine his Maj^ties^ Collect^r^ for Potuxon district within this Province in the Execucon of his Office humbly recommended & offered to the paternall Princely Consideration of his most Sacred Maj^tie^ Our Soveraign Lord William by the grace of God King of England Scottland France & Ireland— Defender of the Faith &c by the humble peticon of S^r^ William Paine brother to the said Iohn Paine in London His said Maj^tie^ out of his zealous & pious inclination to Iustice and to have the Murderers brought to condign punishment according to Law hath thought fitt to Signifie his Royall pleasure and Especiall Commande to this Governmt. under the notion & name of such as for the time being take care for preserving the peace and Administring the Lawes within this his Maj^ties^ Province of Maryland requireing them to bring the Murderers or Malefacto^rs^ concerned in the said Murder to Tryall & Speedy Iustice as by his Maj^ties^ Commissionary Lett^r^ of the 26^th^ of Aprill last directed as afd relacōn being there unto had more fully and at large it doth & may appeare. And whereas furthermore severall other persons papists and popishly affected & Evily inclined for want of a due Settlemt within this Province and a qualified authority (as they conceive or conjecture within themselves) to curb their insolences have out of their wicked & Mallitious rebellious & Treasonable inclinations & designes to disturb the present peace and Tranquility of their Maj^ties^ Subjects here Endeavoured and still do persevere and Continue to raise up mutiny & Sedition amongst them in Opposition to the present Governm^t^ by uttering divulgeing & Spreading abroad severall false mutinous Scandalous & rebellious Speeches papers & pamphletts by them contrived & procured to terrify & amuse the good people of this province and divert them from their naturall allegiance to their Maj^ties^ & Obedience to the present Governm^t^ by his Maj^ties^ Royall Authority here Established in open Opposition to & violation of the good & wholesome Lawes of England & of this province in such Cases made & provided In Obedience therefore & pursuant as well to his Maj^ties^ said Commands before recited & Expressed as also to prevent the

P. R. O. Maryland B. I. Vol. 2, B. F.

ill Consequences of such wicked & unnaturall proceedings practices & attempts as afd. from being any more or further permitted tolerated connived at within this Province and to the end that right and justice may be duely & Impartially Administred to all & Every person & persons, bodies politicke Corporate within this Province Bee it by this present Gen[ll] Convention of the Representative body of this Province now. assembled and mett together in the Authority of the same Constituted and Ordained that Nehemiah Blakiston Esq[r] be & he is hereby in there Maj[ties] names Constituted Assigned and appointed Chiefe Iustice of the Provinciall Court of this their Maj[ties] Province of Maryland untill his Maj[ties] pleasure be further knowne as well for the Tryall & Condemnacōn or acquittal of the Murderer or Malefactor concerned in the murder of the said Iohn Paine as afd as also for the holding hearing & determining of all pleas touching & relating to the conservacon of their Maj[ties] peace of the Province and his Maj[ties] rights & revenues within the same hereby arising & accrueing together with all other pleas of what Nature or quality soever formerly legally used to be held in the said Provinciall Court matters onely relating to probate of Wills & Granting Administrations by Comission already granted to the respective County Courts of this Province & matters relateing to Titles of Land Excepted & foreprized out of this Commission And alsoe that Henry Jowles Coll George Robotham Maj[r] Nicholas Greenbury, M[r] Thomas Tench Majr Robert King D[r] Iohn Brookes Coll Nicholas Gassaway M[r] Iohn Edmondson M[r] Iohn Addison & M[r] Robert Mason be and they are hereby likewise in their Maj[ties] Names Constituted Assigned & appointed Iustices of the said Court for the Tryall & Condemnation or acquittal aforesaid and for the holding hearing and determining the pleas afd. Except before Excepted dureing pleasure or untill his Maj[ties] pleasure therein be further knowne as aforesaid hereby willing & by these presents Assigning Constituteing & appointing that the said Chief Iustice or any Four or more of them of which the said Nehemiah Blakiston Henry Jowles, George Robotham Nicholas Greenbury & Thomas Tench or one of them to be always one shall be a Sufficient Court for the holding hearing & determining the pleas & matters af[d] and also for the granting & issueing out of writts of Execution or Scire facias upon Iudgements formerly Obtained in the said Provinciall Court under the late Governmt. before the Revolucon & alsoe for the tryall hearing & determinacon of all writts of Erro[r] & appeales legally brought & duely filed for Tryall at the next Provinciall Court appointed & Assigned to be held before the said Revolucon or Surrend[r] of the Governmt as afd the said Provinciall

Court have hereby erected & appointed to beginn & be held by the Iustice & Iustices or any Four or more of them as afd On the One & twentieth day of this instant Aprill & afterwards on every First Tuesday in Iuly October & Aprill in Each respective Yeare dureing their Majties pleasure or untill the same shall be further signified & made knowne whereof you & Every of you the Sherriffs & Chiefe Officers & others as afd upon the faith & allegiance which you ever Stand bound & holden unto their Majties William & Mary King & Queene &c are firmly Enjoyned that in all things touching the Office & Offices of Iustice & Iustices afd and to the Conservacon of their Majties peace & the peace of the said Province, & the holding of the pleas aforesaid You be fully & wholly Obedient & Assisting unto the said Chiefe Iustice and Iustices afd respectively to the best of their Skill power & knowledge Given at the City of St. Maries the 16th day of Aprill In the third Year of their Majties Reign &ca Anno Domini 1691. P. R. O. Maryland B. I. Vol. 2, B. F.

By Vertue of his Majties Commande power & Authoritys to us given & passed & Assented to in this house this 16th day of Aprill 1691.

Signed p Order.

Iohn Llewellen

Cl. Conc

Att a Provinciall Court held for our Soveraign Lord and Lady King William and Queene Mary at the city of St Maries in the Province of Maryland the one and Twentieth day of Aprill Anno Dni 1691: in the third yeare of their Majts Reign &ca and their continued untill the 25th day of the same Month Before

Nehemiah Blakiston Esqr Chiefe Iustice

Coll Henry Jowles, Mr Iohn Adison, Mr Thomas Tench, Mr Robert Mason, Doctr John Brooke } Iustices Assigned

Aprill 22nd 1691.

Maryland ss.

The Iurors of our Soveraign Lord and Lady the King and Queen upon their Oaths doe Present Major Nicholas Sewall late of Calvert County in their Majties province of Maryland afores gents: John Woodcock late of St Maries County in the aforesaid Province gents: George Mason of Calvert County aforesaid in the aforesaid Province Labourer: William Burleigh late of St Maries County aforesaid in the aforesaid Province Carpenter, and William Ayleward late of Somerset County in the aforesaid Province gent together with other popish Confederates to the Iurors unknowne: For that they the third day of Ianuary in the yeare of our Lord one thousand six hundred Eighty

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Nine at Potuxon River in Calvert County aforsd. in the Province aforesaid not having the fear of God before their Eyes but being mooved by the instigation of the Devill with fire and armes of their malice forthought in and upon one Iohn Paine Esq$^{r}$ their Maj$^{ties}$ late Collector of Pottuxon River aforsd then and there in the Execution of his office, and in the peace of God and our Soveraign Lord and Lady the King and Queen being) an Assault did make and with one Gunn charged with powder and two Leaden bulletts of the value of one pound Stirl$^{g}$ they the said Nicholas Sewall, Iohn Woodcock George Mason William Burley and William Ayleward, him the said Iohn Paine with the gunn and bulletts then & there in the breast feloniously did Shoot and him the said Iohn Paine a mortall wound did give of which said Mortall wound the said Iohn Paine at Pottuxon River in Calvert County aforesd in their Maj$^{ties}$ province aforesaid upon the day and yeare afores$^{d}$ immediately dyed. And soe the Juro$^{rs}$ aforesd upon their Oaths say that the said Nicholas Sewall, Iohn Woodcock, George Mason, William Burley and William Ayleward him the S$^{d}$ Iohn Paine in manner afores$^{d}$ feloniously and barbarously did kill and Murder contrary to the peace of our Soveraign Lord and Lady the King & Queen their Crowne and Dignity

| | | |
|---|---|---|
| Andrew Abington | Henry Lewis | Witnesses Sworne & sent to the grand Iury. |
| Garr$^{t}$ Vansweeringen | Rich$^{d}$ Keene | |
| W$^{m}$ Aisquith | Rich$^{d}$ Teate | |
| Iohn Reevely | Iohn Shankes | |
| Nathaniel Fisher | Iustinian Tennison | |
| Thomas Price | Matthew Lewis | |

On the back of the foregoing Presentm$^{t}$ was returned & Indorsed by the grand jury Billa Vera.

Aprill 23$^{rd}$ 1691:

The prisoners viz$^{t}$ Iohn Woodcock, George Mason W$^{m}$ Burley and William Alyeward sett to the barr and the Indictm$^{t}$ read to them as foll$^{s}$ viz$^{t}$

Maryland ss

Mem̄dum that on Wednesday the 22$^{nd}$ day of Aprill in the yeare of our Lord one thousand six hundred ninety and one before their Maj$^{ties}$ Iustices at the City of St Maries by the Oaths of Sixteen Juro$^{rs}$ for our Soveraigne Lord the King sworne to Enquire &c It was presented. That Majo$^{r}$ Nicholas Sewall late of Calvert County in their Maj$^{ties}$ Province of Maryland afors$^{d}$ gentl. Iohn Woodcock late of St Maries County in the aforesaid Province gentl George Mason late of Calvert County in the aforesaid Province Labourer, William Burley

late of St Maries County aforesaid in the aforesaid Province Carpenter and William Ayleward late of Somerset County in the aforesaid Province gentl. together with other popish confederates to the Iuro^rs^ unknowne the third day of Ianuary in the yeare of our Lord one thousand six hundred Eighty and Nine at Pottuxon River in Calvert County afores^d^ in the Province aforesaid Not having the feare of God before their eyes, but being moved by the instigation of the Devill with fires and armes of their malice forethought in and upon one Iohn Paine Esqre their Maj^ties^ late Collector of Pottuxon River aforesaid (then and there upon the Execution of his Office and in the peace of God, and our Soveraign Lord and Lady the King and Queen being) an assault did make and with one gunn charged with powder and two Leaden bulletts of the value of one pound Stirl. they the said Nicholas Sewall, Iohn Woodcock, George Mason William Burley and William Ayleward him the said Iohn Paine with the gunn & bulletts aforesaid then and there in the breast feloniously did Shoote, and him the said Iohn Paine a mortall wound did give of which said mortall wound the said Iohn Payne in Pottuxon River in Calvert County afores^d^ in their Maj^ties^ Province aforesaid upon the day and yeare aforesaid immediately dyed: And soe the Iuro^rs^ aforesaid upon their Oaths have said that the said Nicholas Sewall Iohn Woodcock George Mason William Burley and William Ayleward him the said Iohn Paine in manner aforesaid feloniously and barbarously did kill and murder contrary to the peace of our Soveraign Lord & Lady the King and Queen their Crowne and Dignity

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Plater Att. Genl.

| | | |
|---|---|---|
| Andrew Abington | Henry Lewis | Witnesses per Rep sworne. |
| Garret Vansweeringen | Richard Keene | |
| William Aisquith | Mathew Lewis | |
| Iohn Reevely | Philip Clark | |
| Nathaniell Fisher | Iohn Watson | |
| Thomas Price | W^m^ Blankinstone | |

| | |
|---|---|
| Richard Teate | Evidences produced & Examined for the prisoners. |
| Ioseph Edler | |
| Iohn Wiseman | |
| Edw^d^ Greenhalgh | |
| Samuel Watkins | |
| Edward Crane. | |

To w^ch^ Indictm^t^ the prisoners have pleaded not guilty and for tryall have putt themselves upon the Country and George Plater Attorney Generall for the King also. Therefore it is commanded the Sheriff of St Maries County that he forthwith cause to come here twelve &c^a^

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Now here at this day (to wit) the three and twentyeth day of Aprill in the third yeare of their Majties Reign &ca Annoq Dni: 1691: came the said George Plater Attorney Genld for their Majties And the said prisoners viz Iohn Woodcock, George Mason, William Burley & William Ayleward were sett to the barr and the Iurors Impanelled likewise came to witt. William Parker Samuell Luckett, William Bexley, Iames Sedgewick Philip Brisco Iohn Lowe Richard Southon Clement Haley Abraham Clark Iames Briggs Thomas Parslow and William Husbands who bèing duely Elected tryed and sworne upon their Oathes doe say that Iohn Woodcock George Mason and William Burley are guilty of the murder whereof they stand Indicted, but that William Ayleward is in no wise guilty thereof.

Wherefore It is considered by the Court here this day to witt the four and Twentyeth day of Aprill Anno Dni 1691: that the said Iohn Woodcock George Mason & William Burley be taken home to the place from whence they came from thence to the place of Execution, and there be hanged by the Neck till they are dead and that the said William Ayleward give bond with one sufficient surety for his appearance here at the next Provinciall Court to be holden the first Tuesday in Iuly next if he shall remaine so long within this Province and for his good behaviour in the meane time, and thereupon to be dismissed & goe thereof without day

Memdum

That Iohn Woodcock one of the prisoners mentioned in the foregoing tryall after having pleaded to the jurisdiction of the Court and being overruled therein at last pleaded with the rest not guilty which being the plea upon which the Court proceeded to tryall is onely mentioned in the draughts of the Courts proceedings Ita Attestor

Iohn Llewellin.

(Endorsed)
Proceedings upon the tryall of
Woodcock Mason Burleigh &
Ayleward upon the Death of
Mr Paine.
Recd 10th Oct: 1691
from My Ld Baltemore.

p. 10

Maryland Aprill the 25th 1691.

May it please your Majtie
and our Dread Sovraigne

In obedience to your Majties Commands contained in your Letters Commissionary of the six and twentieth day of Aprill

1690. to us directed for the tryall and bringing to speedy Iustice the murderers of M^r^ Iohn Payne you^r^ Maj^ties^ late Collector for Patuxent within this province wee the Representatives of this your Maj^ties^ said province upon the receipt of the said murderers from your Maj^ties^ Collony of Virginia sent hither and delivered up by that Governm^t^ Soone after appointed their tryall which accordingly was proceeded on before your Maj^ties^ Iustices thereunto assigned within this province and Sentence of death upon three of them found guilty passed yesterday in order to their being brought to spedy Iustice and condigne punishment by your Maj^ties^ said Letter wee were commanded to the greate satisfaction of all your Maj^ties^ good Subjects here and the terrour of the popish and adverse party your Maj^ties^ and the Governmts Enemies from daring ever hereafter to attempt matters of the like barbarous and horrid Complexion within this your Province as wee have good cause to conceive although wee have still reason and cannott forbear to complaine to your Maj^tie^ the fountaine of our releife and redress in all our calamities of the Insolent, rude carriage and behaviour of that party their continued repeated and indefatigable paines industry and endeavour to disturb the peace and quiett of this your Maj^ties^ province particularly some of those mercenary ill affected persons here Inhabitants whom the Lord Baltemore procured to appeare against us our agents before your Majestie and Councill in England the last yeere and are since returned into this Province loaden with most notorious false pamphletts Letters and newspapers from the said Lord Baltemore and others his and their accomplices in England procured and contrived which they scatter and disperse abroad on purpose to disturb amuse and terrify your Maj^ties^ good subjects here from their due faith and allegiance they owe and Stand bound unto your Maj^ties^ and their Obedience to this your Maj^ties^ Governm^t^ with a prospect and more than seeming probability of being againe brought under the same Tyrannical popish arbitrary Governmt as formerly under which wee have soe long suffered patiently without hope of redress untill it pleased heaven to open the way of conducting your most Sacred Maj^tie^ to the throne of England our native Country and sett you over us our Saviour and protector from these perrillous and Callamatous Evills which wee were Just ready to fall in and Sinke under whereby wee have beene Encouraged to fly unto your Maj^tie^ and Shelter ourselves under the shadow of your wings from the malicious attempt designe and practices of your and our Enemys who Stick not to say and vent themselves and their Venom by publickly declareing and confidently assumeing that they doubt not in a Short time but that

P. R. O. Maryland B. I. Vol. 2, B. F.

P. R. O. Maryland B. I. Vol. 2, B. F.

the late abdicated King Iames will soone againe be restored to his throne and his way thereunto made through your bowells and by the utter overthrow ruine and destruccon of your Majtie our Most Gracious Souraigne and redeemer But although wee are thoroughly sensible of and doubt not in the least the indefatiguable Endeavoures of that Cursed Crew to bring to pass their damnable and wicked designes and Enterprizes yet wee hope and humbly pray that the same divine Providence that brought you in and hath preserved and conducted you hitherto through all difficultyes and their damnable designes and attempts against your Royall person will still continue the protection of and over you that wee may amongst the rest of your Majties Subjects reape the benefitt of Soe greate a blessing and alsoe the fruites of our most humble peticons to your Majtie to be firmely setled under a protestant Governmt have our greiveances redressed and our rights and priviledges as Subjects of England under your Majtie the best of princes restored and confirmed unto us in such manner and by such wayes and meanes as to your Majtie shall seeme meete and convenient whereby wee may be the better enabled to express our loyalty and the zeale wee have to serve your Majtie and to pray the continuance of the Heavenly protection of the divine Providence over your Royall head in affording you a long and happy reigne and that there may never cease of your Royall offspring to succeed your Majtie as well in the throne of your ancestors as in your royall vertues and endowments it being the continual and constant Supplication to heaven of

May it please your Majtie
Your Majties most Loyall obedient
faithfull humble Subjects and Servts

| | |
|---|---|
| Nea Blakiston sper | Wm Hopkins |
| Hen Iowles | Iohn Edmondson |
| Thomas Tench | Thomas Thurston |
| Iohn Brooke | Iohn Thomas |
| Wm Sharp | Thomas Stacy |
| Iohn Addison | Henery Hawkins |
| Robt Mason | Iames Keech |
| Wm Harris | Thos Cooke |
| Iohn Courts | Ninian Beall |
| Henry Trippe | Henry Michell |
| Charles Iames | Wm Blanckenstein |

(Endorsed)
From the Representatives to their Majtie
Three of Paines murderers condemned 24th April
Oct: 12: 1691.

An account of the Case of M^r^ Iohn Woodcock George Mason W^m^ Burley & W^m^ Ayleward touching the Death of M^r^ Iohn Payne and their tryall for the same.

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I shall not need in this place to begin with the relation of the occasion of that sad accident w^ch^ happened in Christmass 1689. having hereafter occation to speak thereof but these gent^en^ being by order from his Majestie to the Governour of Virginia sent hither in order to be proceeded against for the murder of the s^d^ Payne & being here in the Custody of the Sheriff of St Maries County I Rec^d^ from them a letter Directed to M^r^ Carroll & Myselfe with severall papers of w^ch^ they desired our advice and direction in point of Law how they might Legally defend themselves in case the Pend that ruled here should bring them to a Tryall as it was Reported they would by vertue of his Maj^ts^ letter to them directed for that purpose the Contents of which letter and Authority thereby given was altogether unknowne to me till after the Tryall I saw a coppy of it onely I was Informed it was but a letter and not a Commission of Oyer & Terminner under the Great seale and not directed to persons particularly named as is usual in such Cases Upon perusall of whose papers finding their case had been under Exam of the Govern^t^ & Co: of Virginia & they Imprisoned for the fact w^ch^ was agrauated by the Gent here with all the Circumstances Imaginable to render it a horrid Willfull Murder severall Examinations haveing been Taken there in Virginia touching the same it seemed to that Government not a crime of so high a nature seeing that these Prisoners were by them lett out to bayle so Considering the proceedings in Virg: and that yett notwithstanding here it was generally given out to be a Bloody willfull murther of the Kings Officer as Collector in the Executing of his Office. Therefore as well to satisfie my owne Interiour as to be ready upon any occation (if I might be permitted) to assist the Prisoners in order to a faire and Legall Tryall for their Liues by Indifferente Iuges & Iury I did my Indeavour according to my small ability to Instruct myselfe in such points of Law as might be urged before pleading to the fact as allsoe in what might upon the fact arrive w^ch^ I did put downe in writeing.

And in the first place I considered his Lopp^s^ Charter and the many Royaltyes & imunity thereby granted in such manner as any Bpp of Durham ever had in his County Palatine w^th^ Power of Life and Death &c that his Lopp & Father had held the same neare 60: yeares and therefore by advice of his Lopps atturney Gen^ll^ I framed a plea to the Iuridiction of the Court without Commission from his Lordship to be Coram non Judice and to maintayne that plea Argumts were

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Drawne that his Lordshipps Charter was in force and that they did not know that his Lordpps had forfeited the same by any attainder Quo Warranto surrender or otherwise yea rather that the same as they were informed was by Act of Parl: s: n: & M. Intitled an Act Declareing the Rights and Libertys of the subjects established and Conformed by the last Paragraph and out of Cooks 4 Instit: Iurisd: of Courts in the Chap Co: pallatyn of Lancaster and Durham Presidents were brought of theire great Priviledges and Royall Franchises &c and how it was s^d^ there in the case of the Bishop of Durham that the Kings will did not run there and soe (allways with submission to their Majesties Royall Prerogative) the same Royall Franchises being granted to his Lordshipp that the kings writt did nott run here being before granted by Charter and that his Lordp could nott be disused of his royall Franchize but by due course of Law according to the Statude of Magna Carta 29 c 10 this Court soe Constituted without Commission from his Lordp had nott Power over their Persons or Estates butt that they should be willing to submitt in themselves to Legall Tryall by a Court constituted according to Law.

The second point proposed to be Insisted on (in case that plea was overruled) was to the Com^s^ by w^ch^ they satt w^ch^ as was reported was only his Maj^ts^ Lre. under his Privy signett or signe mannual w^ch^ (under favor) was thought insufficient to Impower them to sitt as a Court upon the tryall of life & Death and there was sett forth the nature of such Com^ons^ by the Stat 2 &: 3: W: 2: by w^ch^ the same were granted and Iudge Cookes Exposition upon it and other authorityes that it ought nott to issue butt upon some suddaine outrage & Insurrection and that the same was an act of Grace and the king was retrayned of his Power to grant such Commissions at his pleasure to whome he will that the same ought to issue out of the Chancery under the great seale and to ꝑsons perticularly named Co: 3: Inst 162. or they are nott Legall or warranted by Law that the Iustices ought to be learned & Indifferent men Stamford fo: 55: 56 notes what care was taken in tymes past in Granting such Com^ers^ in trespasses only much more in Treasons and felyny & Co: 3 Iust 163. 4. 5. says that sev^ll^ Indictm^ts^ were quashed for being taken by writt (w^ch^ is more then a letter where it ought to have beene by Com^ers^ though it were of the forme and words that a Legall Comm^or^ ought to be by Cheife Iustice and that in all such Comm^ons^ the Iustices are directed with this Rule Facturi q^d^ Iustitiam pertinet secundum Legem et consuetude Angliae but here was neither Com^on^ nor writts nor Persons particularly named to Execute the Com^n^ nor Dedim potest to sweare them before they entered upon the Execution of it it was nott

under the great seale as is presumed ought to be and therefore nott according to the rules of Law and allowance of Courts of Iustice and so was Conceived voyd in Law and it was Conceived that his Majesties s^d^ Letter to the persons that had the admin^ion^ of the Governm^t^ could not be suffici^t^ to authorize the conventon of the Delegates of the Pro: being far from a free & due Election) to grant a Comm^on^ to particular persons to try those persons as they have done and to support those argum^ts^ Authorityes quoted viz Terms of Law Cowells Interpretter fitz hert Na. br. Stanford Coulton Cook 2. 3. 4 Inst There was allsoe layd downe for argum^t^ that the Iudges of assize who are persons of Integrity Indifferency skill and knowledge yett have particular Com^ons^ of Oyer & Terminer all w^ch^ qualityes Especially of Indifferency as the case stood was feared would be wanting in this Court further a Case was reported that att the Death of K. J. who dyed in tearme tyme K. C.'s issued out a proclamac$\bar{o}$n for the continuance of the Terme and Iudges in statu quo but the Iudges shutt up Westminster Hall waited on his Maj^ty^ acquainting him that without new Commisions they could nott with safety proceed in Civil or Criminal Cause without great Danger much less those gentlemen in this soe that it was hoped that if this plea and argumt af^d^ might be permitted to be opened to them w^th^ such others as might have been offered they would have putt the Gent upon a more due & Deliberate Consideration of their Power and Authoritys and haveing induced them to have respected the Execution of th^r^ Authority from the till a farther and more Legall settl^mt^ from their Maj^ties^ and in the meane tyme to have secured the Prisoners and nott to have proceeded to Tryall Condemnation & Execution as they have done w^ch^ under Correction is Conceived by some here the words of that Lre as to this p. of m. will not beare them out in and Report goes that there were some more Considerable men in the house that were unwilling to meddle with that Tryall till a Govern^or^ came in & the prisoners thought they had great reason to feare the Fairness and Indifferency of theire Tryall by the then Authority Iudges and Iury who (all things Considered) they conceived could not be Legales homines by their Iury being by them or most of them already forejudged.

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Had these matters and reasons above s'd prevailed with the court to have respited the Cause till a Governour came in which was all that was aymed att and was every day expected then in order to their Legall Defence I had (as being Retayned by them by lre for my fee) prepared and Drawn up some Instructions to be by the Prisoners made use of att their Tryall and therein limited to them what Priviledges the Law

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allows in favorem videl 1st as to theire challenges to the Arraye or to the Poll or both & cited the books for them and indeed I think they had good cause to have excepted to that part of the Iury array (if nott to all for that reason) because the foreman of the Iury and some others of the Iury was of Calvert County where the fact was Committed the rest were of the whole body of the Province as has been usuall in the Proll Court & Mr Andrew Abbington the Sherif of Calvert County who returned those of his County was adm to the deceased Payne his Deputy Collector and Gossep as I am credibly Informed and his great friend att whose house he lays buryed and Mr Wm Parker the foreman had before the Tryall spoken hard words against the Prisoners in prejudice of their lives as I am alsoe Informed they were thereby allsoe to be putt in minde to Demande Councill in matter of Law if upon the fact any did arise and was nott doubted butt there would to clear them of the Imputation of willfull murther & to Extenuate the Crime to manslaughter the most if nott se Defendendo butt of all those Benefitts and advertisements they were Deprived being kept Close prisoners that none could come and converse with them without the hearing of the Guard & that not permitted neither to anything might be for theire advice and defence and the takeing away theire papers as hereafter I shall mention Sheppards Epitome chap: maynetenance seems to say that after a felany is Committed a man may help the Prisoners by his Councill Lres or the like to bring him out of his trouble and I never knew it denyed here for the friends to visitt prisoners in prison soe they were secure from Rescues or Escapes and the Law Allowing Councill in matters of law as may be seen in Divers cases in the books I conceived it could be noe crime to be prepared aforehand for the same if it should be adjudged fitt to asseigne them Councill and for that purpose I had drawne up some heads of what might on your Prisoners behalfe have been insisted on in Mitigation of their Crime to be offered to a Court Legally Constituted and nott Consisting of members principall agents in these our unhappy Turmoyles for to these Gentlemen it was nott intend to be Directed nor Perhapps all to any other Court but as occation should offer and require and in those my Private notes and conceptions I had used this method to bring the same to the fountain of this unhappy accident and other mischeifs to sett forth his Lordsps. Charter the long Continuance of succession of the Gouvernmt. to his Lordpp the Act of religion the foundation under God of our Envyed happiness the Care taken by former assemblyes (out of respect to his Lops good Gouvernmt) of an act of recognition of his Lops right and Title to the Dominion of the Province by the sd Charter

and to prevent any rebellious or mutinous practices or attempts against his Lops say[d] Gouvernmt. a Severe Penall Law and as if all that were nott sufficient to tye our Consciences by an Oath of Fidelitye though seldome administred butt to those in Civil and Military offices and dispensed withall to those called Quakers yett notwithstanding all those Tyes and obligations some few persons out of Ambition Envy Malice or Revenge as wee heare was sworne against Cap[t] Codd before the King and Councill and that sett downe in a marginall Note did head the multitude in a rietous rebellious mutinous manner setting forth a Declaration for the grounds of theire Riseing and appearing in armes thereby and by many false aspertions and Calomnyes cast on his Lordps and Gouvernmt of Tyranny and oppression (of it when they came to the Test before his Maj[ty] and Councell no proofe could be made) disperst abroad to amuse the weaker sort of people other wise well meaneing people and to Draw them to Ioyne w[th] them they seized the Records att St Maries his Lordsp[s] house they called Garrison) where some of the Deputy Gouverners with their wives and Children were retired to avoyd popular fury they forced to a surrender (having placed great gunns against the same) upon Certaine articles such as the King leaders of that faction would admitt them to and after those articles by them consented to (w[ch] are kept to Infidels Turks and Iewes) they soon breake the same Imprisoning some and hunting after others and doeing many personell Injuries in body and goods and all those their actions unwarranted by any Commission from theire Maj[ties] w[ch] if Iudge Cook may have Credit 3[d] Inst cap Treason are noe less than Treasonable practises and Levying Warr &[ca] that Maj[r] Sewall was one of the Dep: Go: and concerned in those artles and contrary thereto was sought after and forced from his house and to goe up and downe in his yacht to buy goods and provisions for his family and being upon that necessary affaire a Convention of the Representation of the Province as they were termed but unduely Elected many dissenting and few but the military men persons Engaged in that designe Electors or Elected the sd Convention takeing upon them the Power of disposeing of all Officers civil and Military did Constitute Cap[t] Iohn Coode Commander in chief of all the forces in Armes Especially in St Maryes and Charles County and the said Cap[t] Coode did about the 8[th] 8[ber] 1687 send out a warrant to the s[d] M[r] Payne and one Edw[d] Greenhalgh two new made Cap[s] to seize Maj[r] Sewell and his yacht pretending he was fled from Iustice for misdemeanours by him done against his Maj[tie] and the peace of the Province though In truth he had not acted anything in prejudice of Either but was gone up the Bay to buy goods as

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afd that the Maj$^{r}$ att his Returne home haveing notice of these orders to aprehend him was then indeede forced to leave his family and goe for Protection into Virginia as they did hither in Bacons time thincking to stay till a settlement come from England w$^{ch}$ not comeing according to Expectation about Christmass he w$^{th}$ these men the Prisoners came in the yacht afd to fetch his wife and Childern and necessaryes for them and being at anchor at Bartuxant neare his house the night before they intended to goe away againe the Major being att his house ashore that M$^{r}$ Payne as Cap$^{t}$ and nott as Collector did press sev$^{ll}$ men and armes to goe with him and seize the Major and his yacht in the night time some hours before day they haveing first seazed the Boate came with that armed Power to seize them all they in the yacht refused to lett them enter knowing Payne had such warrant from Coode but offered M$^{r}$ Payne to lett him come alone on bord to see the permitt they had from Virginia and that they had no goods butt what was theire necessaryes and to give himselfe what other satisfaction he desired butt he would nott Enter without the rest and soe they fell to words of passion and Oaths one that they would and the others that they should nott Enter but at theire Perill if they attempted it for they would fire att them and M$^{r}$ Payne and his men persisting in theire attempt to board them gunns were fired and payne killed Mason and Woodcock wounded and nott knowing till long after they came to Virginia that Payne was killed they made the best of theire way and went back for Virginia and after rendered themselves freely to the Gouvernmt there and were bayled as of—

Now this is the murther layd to their charge ag$^{t}$ w$^{ch}$ Crime (as Murther by mallice either prepense or Implyed in Law) matter of Law upon the Fact would necessarily arrise upon sev$^{ll}$ points as was conceived Malice prepence there could be none nor was pretended malice implyed would be the thing Insisted on that he was the kings officer and slaine in the Due Execution of his Office soe to bring the Prisoners in the Case of Mackelly in Coods Rep: of a Bayliffe being killed in the Service of the Parties of Law To w$^{ch}$ might have been objected on the prisoners side by pleading att Barr or arrest of Iudgemt that he came nott as the Kings officer but as Cap$^{t}$ Payne by warrant from Coode in which M$^{r}$ Payne had been active to execute he had before sent to M$^{r}$ Greenhalgh to give him meeting at St Maryes about the same designe and went himselfe thither to that purpose Cap$^{t}$ Greenhalgh was to provide able men well armed and a man to manage the yacht for the matter would be effected Easily but things must be carryed secretly there was the Designe not as Collector for any trans-

gression Payne had no need to goe out of his district where the other lived no manner of any transgression of the Acts of trade and thus they continued to watch all opportunities to effect theire designe which haveing now mett with the sonne must be Couloured with the shew of Iustice as Collector to make way for the letter Executing the other warrant which was alltogether unanswerable from Convention or Cood that as Collector he could not by Vertue of his Comm$^{on}$ or Instructions presse an armed Power to assist him in seizing shipps or Vessells noe he did it as Cap the men said when they came ashoare wee have lost our Cap:) but he ought upon resistance to apply himselfe to the Govern$^{r}$ or sea Commander and they by the Law are to Send them their assistance soe Iustices of the peace shew Constables &$^{ca}$ and without theire assistance he could not use force violence and this must be after Resistance presumed to be made and spetially declared in the Civil Magistrates Warrant. P. R. O. Maryland B. I. Vol. 2, B. F.

That Collectors are Civil Officers and have to doe in civil Marine affaires with Merchants masters and who by Law are to be civilly treated and Collectors ought nott att the first outset of their owne heads and by the onely vertue of their Comm$^{on}$ without the assistance of some higher authoritye to come on board merchant shipps w$^{th}$ armed force Espetially in the dead time of the night in Terrorem populi That such proceedings were never intended them being destructive to Trade That the manner of proceeding the Time and seizing the Boate Considering the Com$^{nd}$ from Coode that Payne had w$^{ch}$ was nott Legall lookt like Pirascy and as such was by them resistable Cook 3. Inst 63. si noctu furtim factum sit jure cæsus est—.

That the Pretending he came as Collector was butt a Collor in Fraudem Legis and wrongs done under the Collor of Iustice are the worst of wrongs.—That if he were not in due Execution of his office & com$^{d}$ as Collector (as without doubt he was not) he come at his perill and if thence it can in the Eye of Lawe be adjudged murther at the worst but manslaughter Cookes case in Crookes reports and perhapps but se Defendendo—

That Sherriffes in the Execution of the kings process or doeing any other ministeriell Act must not use any Craft or violence he cannot break open Door or gate to destrayne for the K: rent Leavy fine amerciam issue debts of such other like Duties due to the King Dolton sher. 523. 353. and if this great officer much less a Collector That M$^{r}$ Payne tis true was Collector to K. I. 2$^{d}$ by Com$^{d}$ and sworne but never had Comm$^{on}$ or sworne that was knowne for K. W. & M. and the proclamation that continued his Maj$^{ties}$ officers in America is

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dated as by a Coppy I have seen if true the 18 Feb 1689 at the Court at Kensington which was neare two months after the fact committed and soe he never Legally vested in that office and if such procl: had beene before without a Direct Comm$^{on}$ or a Com$^{d}$ a question of it could have Iustified such an armed force if blood had been by him spilt what the Law could have s$^{d}$ to in that case lett it speake—Soe that all things considered he was nott legally the Kings officer nor was in the one Execution of his Office it was in the night qui male agit odit Lumen with an armed force as Cap Payne Maj$^{r}$ Sewall had not been on any Tradeing designe nor was it a boate for trade nor proffit but pleasure a vessell of the Country only made use of upon acc$^{t}$ of visitts to his friends and no law to Enforce him to Entry upon such occations nor a vessell of any force nor had they any gunns or amonicōn but such as people usually carry in boates or sloops for necessary defence and game he had made no transgression ag$^{t}$ the Lawes for trade it was not usual for M$^{r}$ Payne to go at such unreasonable tymes in the night only on board shipps w$^{th}$ ꝑsons so accoutered hee had another designe then the K. service or getting K dues he expected to be shares in the Booty otherwise and it was said he had been that night late drincking and the heat of the wine & his Zeale for his new master put him upon that costly attempt besides he might and was freely offered himselfe to come on board as the witnesses for the king being the soldiers present by Payne if examined to that could I presume have deposed Asquith one of them did Sweare.—

These and many other argum$^{ts}$ might have been used to have mittigated the Crime if Councell had been allowed them to have had freedome of speech butt all as well as prisoners were overawed by an armed force of horse and foot attending all that court of Tryall and much more were contained in my private notes besides what might have been urged by the other good that were desired to be of Councill for the Prisoners.

On good fryday the Committee of the Convention mett on Easter Tuesday the Convention in Thursday the prisoners brought to St Maryes in order to theire Tryall on Friday they sent to speake with me I went and with much adoe had Liberty to see them a guard being present they told me they heard they were to be tryed next week I advised them to Petition the convention for longer time to summon Evidences some of whome lived in Ann Arundell County and to have order for spās they desired me to draw and present theire petition and pray that they might have council allowed them in matter of law as they desired M$^{r}$ Carroll M$^{r}$ G Thomson M$^{r}$ Dent and myselfe and that some of those good might be permitted to be Consulted in Private I drew the Pettition

and gave it to Mr Iohn Knellin of the Convention the house being off he read the same and told me that they were accused for the death of Mr Iohn Payne the K.'s Collector and nott Cap I: P: as in the Petition was mentioned upon that I struck out Capt and put in (Mr) then he told me Mr Carroll was Improper to be of councell being a Prisoner at abington for high misdemeanors soe his name was struck out that Mr Dent was under the same or as great circumstances and was sent for butt as for Mr Thomson and myselfe he knew nothing butt wee might be admitted as in the Peti: desired of wch Pet: I should have answer on the morow that evening I mett Mr Blackeston the Speaker and told him of the Petn lodged wth theire & gave him accd of the substance of it who told me the prisoners should have all the faire Dealeing Imaginable for theire lives or to that Effect & next morning I should have answer the Pet: Thus fairly and openly I acted for these prisers Intending to search for Records & gett Coppyes of what necessary and take out spās: next day I went haveing my Papers about me Mr Knellin brings me the order wch was that Tuesday the 21: was the day appointed for tryall and that they might have what yet they pleased butt Councill for them none could be admitted I went to carry them this order and short Tyme they had to prepare themselves butt goeing in to the guard room I was there Imediatly seized upon my Private noates and the Prisoners papers and other my present concerns taken from me and I detayned in Coustody att the Country house without knowing my cause till Munday morning I Recd a Coppy of my Committmt. for mutenous Rebellious Treasonable Practices and Endeavrs by me used to Disturbe theire Majts peace and the peace of the Province and was to be in Coustody till the sd 21: day being the provll Cott then to appeare and answer and on Munday I was Removed to another house and kept close Prisr and thence removed to the horse guards att Lynes and there kept by the sherriff till fryday after sentence past and then I was admitted to Bayle to appeare next Court being the first thursday In Iully next Mr Carroll being at Mr Abingtons was the Sunday before removed up to Notley Hall and since the Court admitted to Bayle allsoe Mr Geo Thomson haveing d.d. a paper to some of the members by way of contrary advice how they proceeded upon that authority soe the Tryall of the Prisoners was Commted to Custody for a seditious and Treasonable Pamphlett butt after admitted to Bayle Mr Dent allsoe Bayled out butt in open court told he must nott plead there till he had cleared himselfe of the accusation agt him soe all the Councell Prayed by the Prisoners was thus taken of and they left to defend themselves deprived allsoe of theire Papers as aforesd

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Tuesday the day appointed for holding the Proventiall Court the Convention sate long in Councell and was late before the Court was called Expecting I suppose a Returne of the messenger they had sent to Petuxant to see for newes from England by the shipp that come in that day before in w^ch^ I heard they Rec^d^ sev^ll^ letters from Cap^t^ Cood and M^r^ Chesleyne that his Maj^ts^ had aproved theire proceedings in Maryland granting their Request for a Protest. Gouvernmt and that Co^ll^ Copley was the Gentle. pitcht upon to come w^th^ the K Command and whereupon the Court was called M^r^ Na Blakeston Coll^ll^ Henry Jowles M^r^ Tho: Tench M^r^ Iohn Addison M^r^ Robert Mason D^r^ Io: Brooks all members of the Convention Iustices M^r^ Io: Knellin Ck. and M^r^ Henry Lawrence Cryer and so adjourned to next day Wensday the grand Iury sent out and found the Bill ag^t^ Maj^r^ Sewell and the other foure on thursday they were brought to Tryall and what was there said I have butt by Relation that upon theire arregnm three pleaded nott guilty Woodcock pleaded the Iurisdiction of the Court and would nott pleade to the feete and his default was twice Recorded and the Court told him that the third time was Panall to him Death without mercy then he pleaded nott guilty and prayd Councill butt nott granted Petty Iury Called the Prisoners made nott many Challenges M^r^ Geo Playton the Kings atturney opened the Charge of murther and went to prove the mather of fact then the K evidences were summoned w^ch^ Consisted chiefly of those men M^r^ Payne had pressed to goe along with him to seize the yacht amongst others of those wittnesses and one that speake the most home to the purpose was one Iohn Keenaly who had been examined in the case in Virginia when they were bayled he speake to that part that I: P. told them in the yacht he was the K. Coll^r^ & told him and some of the rest with him that he had presst them to goe along with him to seize the yacht as Coll for that the Mast^r^ did trade betweene V. & M. and made no Entry and soe defrauded the K of his dues and something he said as to M^r^ Woodcocks being the man that shott Payne by Describeing his pson and cloaths but not very Possetive that the presence at the ken killed him the Prisoner Excepted against his Evidence as being Convixt for manslaughter att the Pro^ll^ Co^t^ & burnt in the hand and allsoe against Tho: Price another materiall Evidence who had been Condemned to dye for house breakeing I think in the day time butt had a pardon the Court called for to see the Record of itt keenely or otherwise it would not Involidate the kings Recordance order is then sent upp to search the records in the Custody of M^r^ Knellin the Record of theire Conviction could nott be found in the office and though there were some present in court who were

of the Iury that convicted them and saw keenely burnt in the hand and were present when Price was Condemned w^ch^ last I could prove being the Present^r^ and Drew Peti^n^ for his pardon & I was sped, by the Sher to Testifye for the Prison^r^ yett nott permitted to goe to Court and were ready to depose the same in court and hundereds knew them both to be certainly true yett because the Record was nott produced and could nott be found they were admitted as good Evidence for the K. ag^t^ the Prison^er^ the Prisoners called for theire papers which were taken from me amongst w^ch^ was the warr^t^ from Coode to Greenhalgh and Taylards letter testyfying the like to payne and that payne had requested him to writt to G. to give payne a meeting and bring 6 able men as afd as allsoe the Coppy of the K. Procl. to continue his Prot^on^ in America dated 18 feb. 89 as afd theire proceedings in Virginia about Bayle takeing Coppy of keenelys oath in Virginia which differed from that theire Service in Court and some Private memorandum of theire owne writeing and Observations but the same were denyed them as is Reported and although the Co^rt^ should have been the Prisoners Council all things were highly agravated against them by M^r^ N. B. the president and the K. Collector the Att. Generall the K Collector alsoe who gave the charge that M^r^ I. P. absolutely was the K. Collector and in due execution of his office and therefore the Law imployed Molline and as further agravation of the Crime agt them the sd M^r^ N. B sayed they were papists and had armes which was ag^t^ the K declaration w^ch^ was made to reach hither the killing of M^r^ Rousby was another circumstance urged ag^t^ Them no notice was taken of Cap^t^ Coods warr^t^ or Paynes being Cap^t^ or any Examination thereinto yett not denyed by any of the K Evidence nor any name of the Date of the proclamation for continueing the officers there was as I heard M^r^ Paynes Comm^n^ of Collector produced in Court but w^ch^ of them I cann heare if it was that he had from K: I: 2^d^ was nott to the purpose and if that from K: W: & Q: M: it came in long after his death and soe was as little to the purpose unless it were to possess the Iury w^th^ an untruth that he was Coll^r^ to K: W. when he dyed as to the unseasonableness of the Tyme of the night the Presedent of the Court said it was nott materiall it being after twelve att night was the morning of the day from 12 to 12. being the Computation of day and night and had he read Cook 3 Inst cap Burglary he would have found another description of day and night as long as day light continues whereby a mans countenance may be discerned it is called day and when darkness comes and day light is past soe as by the light of day you cannot discerne a mans countenance then it is called night which doth agravate the offence sith the night is

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the Time wherein men is to rest and wherein beasts runn about seeking theire Prey and as the same is an agravacon of a fact in some case soe the resistance made in such a tyme should in this case lessen the Charge ag^t^ the Prison^rs^ soe upon the whole Evidence the three first were found guilty and aylwood nott guilty on fryday they rec^d^ sentence to Dye on Saturday. Mason and Burley reprived till further order and sent up to Notley Hall Tuesday following was appointed for Execution of Woodcock: on which day he dyed piously and couragiously.

After sentence past it being gennerally discourst th^t^ it was very strange th^t^ the Records of the Conviction of Price and keenely could nott be found in the office w^ch^ was so well knowne to many hundereds of people M^r^ Iohn Knellin could then say that Cap^t^ Coode had taken (as he verily beleived) out of the office those Records with some others and carryed them for England butt att the tryall he was silent in that point only they could nott be found—

The Prisoners were so overawed w^th^ th^r^ maj^ties^ souldiers there & the severity of theire Iudges none permitted as amicus curie or otherwise to speak for them or to them that they had nott Power to move in arrest of the Iudgement or to apeal to the K. and Co: or to move for writt of Error w^ch^ first and last are often allowable in Law in like Cases and to have Councill asseigned them as appeares in the book.

W^m^ Asquith the Left^t^ of the Party that went w^th^ Cap^t^ Payne swore that he heard Payne was by them on board Invited by himselfe to come on bord soe noe Resistance against him as Collector—

It is verily belived that w^th^out Price and keenely Evidence they would not have been found guilty.

(Endorsed)
The case of Woodcock Mason
Burleigh and Aylwood tryed
for the murder of M^r^ Pain
Rec^d^ the 10^th^ of Oct 91
from My Ld Baltimore

P. R. O.

To the Right Hon^ble^ Daniell Earl of Nottingham.

May the 10^th^ 1691.

R^t^ Hon^ble^

The Letter enclosed is left to my care of Conveyance, by reason of my being Presid^t^ of the Committee (in the intervals of the convention) for the present Government of this Province; Wherefore have presumed (thinking it most expedient) humbly to beseech your Hon^rs^ favo^rs^ to present it to his Maj^tie^

to whom it is with all becoming submission and duty directed, P. R. O.
hoping that his most sacred Majesty will accept of our constant readyness and sincere Devotions to his service, and will graciously be pleased to receive us his poor but truely loyall Subjects into his imediate protection under a protestant constitution of Government. With all suitable respects R^t^ Hon^ble^ I subscribe.

Your most humble
& obedient Servant,
Ne^a^ Blackiston.

Maryland.
May the 10^th^ 1691.

To the R^t^ Hon^ble^ Daniell Earl of
Nottingham, one of His Maj^ties^
principal Secretaries of State.
Humbly present.

Coll: Copley's Commission. Iune 27^th^ 1691. P. R. O. Maryland B. I. Vol. 8.

William and Mary by the Grace of God etc

To our Trusty and welbeloved Lionel Copley Esq^re^ Greeting, Whereas by reason of great neglects and miscarriages in the Government of Our Province and Territory of Maryland in America, the same is fallen into disorder and confusion, by means whereof not only the publick Peace and Administration of Iustice (whereby the properties of Our Subjects should be preserved there) is broken and violated, but also there is an utter want of Provision for the Guard and Defence of the said Country against our Enemies, and thereby the same is exposed and like to be lost from the Crown of England. And whereas Our said Province and our good subjects the Inhabitants thereof cannot be defended and secured by any other means than by our taking the Government thereof into our hands and into our immediate Care. We therefore reposing especiall Trust and confidence in the Prudence Courage and Loyalty of you the said Lionell Copley, out of our especiall Grace, certain knowledge and meer motion, Have thought fit to constitute and appoint and by these Presents do constitute and appoint you the said Lionel Copley to be our Captain Generall and Governor in Chief in and over our said Province and Territory of Maryland in America. And We do hereby require and Command you to do and execute all things in due manner that shall belong unto your said Command and the Trust we have reposed in you, according to the severall Powers and Directions, Granted or appointed you by this present commission and the Instructions herewith given you or by such further Powers, Instructions or Authorities as shall at any

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time hereafter be granted or appointed you under our signet and sign manuall or by Our Order in our Privy Councill and according to such reasonable Laws and Statutes as now are in fforce or hereafter shall be made and agreed upon by You with the Advice and Consent of the Councill and Assembly of our said Province under your Government in such manner and Form as is hereafter expressed.

And we do hereby give and Grant full Power unto you the said Lionel Copley, after you shall have first taken an Oath for the due execution of the Office and Trust of our Captain Generall and Governor in Chief in and over our said Province and Territory of Maryland and the Islands depending thereon (which our Councill or any five of them have hereby full Power and Authority and are required to administer unto you) to give and Administer to each of the Members of our said Councill, as well the Oaths appointed by Act of Parliament, to be taken instead of the Oaths of Allegiance and supremacy and the Test, as the Oaths for the due execution of their Places and Trust.

And we do hereby give and grant unto you full Power and Authority to suspend any of the members of our said Councill from sitting, voting and assisting therein, if you shall find just cause for so doing—

And if it shall at any time happen, that by the death, departure out of our said Province or suspension of any of our Councillors, there shall be a vacancy in our said Councill (any three wherof we do hereby appoint to be a Quorum) Our Will and Pleasure is, that you signify the same unto us by the first opportunity that we may under our signet and sign Manuall constitute and appoint others in their stead.

But that our affaires at that distance may not suffer want of a due number of Councillors if ever it shall happen that there be less than seven of them residing in our said Province, We do hereby give and grant unto you full Power and authority to choose as many persons out of the Principall Freemen, Inhabitants thereof as will make up the full number of our said Councill to be seaven and no more. Which Persons by vertue of such choice shall be to all intents and purposes Councillors in our said Province, untill they shall be confirmed by Us, or that by the nomination of others by Us, under our sign Manuall and signet the said Councill shall have seaven persons in it

And we do hereby give and Grant unto you full Power and Authority with the Advice and consent of our said Councill, from time to time as need shall require, to summon and call Generall Assemblies of the Freemen within your Government according to usuage of our Province and Territory of Maryland.

And our will and Pleasure is that the persons thereupon duly elected by the major part of the Freemen of the respective Counties and Places, and so returned and having before their sitting taken the Oaths appointed by Act of Parliament to be taken instead of the Oaths of Allegiance and supremacy and the Test, which you shall commissionate fit Persons under Our seal of Maryland to administer and without taking which, none shall be capable of sitting though elected, shall be called and held the Generall Assembly of that our Province. P. R. O. Maryland B. I. Vol. 8.

And that you the said Lionel Copley by and with the consent of our said Councill and Assembly or the Major part of them respectively have full Power and Authority to make, constitute and ordain Laws, Statutes, and Ordinances for the publick peace, welfare and good Government of our said Province and of the People and Inhabitants thereof and such others as shall resort thereto and for the benefit of Us, Our Heires and successors. Which said Lawes, Statutes and Ordinances are to be (as near as may be) agreeable to the Laws and Statutes of this our Kingdome of England. Provided that all such Statutes and Ordinances of what nature or duration soever be within three Months or sooner, after the making thereof transmitted unto Us, under our Seal of Maryland, for our approbation or disallowance of the same. As also duplicates thereof by the next Conveyance And in case any or all of them being not before confirmed by us, shall at any time be disallowed and not approved and so signified by Us, Our Heires and successors, under our or their sign manuall and signet or by Order of our or their Privy Councill, unto you the said Lionel Copley or to the Commander in Chief of our said Province for the time being, than such and so many of them as shall be so disallowed and not approved shall from thenceforth cease determine and become utterly void and of none effect, any thing to the contrary thereof notwithstanding.

And to the end nothing may be passed or done by our said Councill or Assembly to the prejudice of Us, our Heires and successors, We will and ordaine that you the said Lionel Copley, shall have and enjoy a negative voice in the making and passing of all Laws, Statutes and Ordinances as aforesaid. And that you shall and may likewise from time to time as you shall judge it necessary, adjourn, Prorogue and disolve all Generall Assemblies as aforesaid.

And our will and Pleasure is, that you shall and may keep and use the Publick Seal appointed or to be appointed by Us for our Province of Maryland.

And we do further give and grant unto you the said Lionel Copley full Power and Authority from time to time and at any

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time hereafter by yourself or any other to be authorized by you in that behalf to administer and give the Oaths appointed by Act of Parliament to be taken instead of the Oaths of Allegiance and supremacy to all and every such Person or Persons as you shall think fit, who shall at any time or times pass into the said Province or shall be resident or abiding there.

We do further give and grant unto you full Power and Authority with the Advice and Consent of our said Councill to Erect, constitute, and establish such and so many Courts of Iudicature and publick Iustice within our said Province and Territory under your Government as you and they shall think fit and necessary for the hearing and determining of all Causes as well criminall as civill according to Law and Equity and for awarding of Execution thereupon with all reasonable and necessary Powers, Authorities, Fees and Priviledges belonging unto them, As also to appoint and commissionate fit Persons in the severall Parts of your Government to administer the Oaths appointed by Act of Parliament to be taken instead of the Oaths of Allegiance and supremacy and the Test, unto such as shall be obliged to take the same.

And we do hereby authorize and impower you to constitute and appoint, Iudges, Iustices of the Peace and other necessary Officers and Ministers in our said Province for the better Administration of Iustice and putting the Laws in execution and to administer such Oath or Oaths as are usually given for the due execution and performance of Offices and Places, and for the clearing of Truth in judiciall Causes.

We do further by these presents, Will and Require you to permit Appeales to be made in cases of Errour from our Courts in Maryland unto our Governor and Councill in Civill Causes, provided the value appealed for do exceed the sum of One hundred pounds sterling and that security be first duly given by the Appellant to answer such charges as shall be awarded in Case the first sentence shall be affirmed.

And whereas we judge it necessary that all our subjects may have liberty to Appeal unto Us in cases that may require the same Our will and Pleasure is, that if either party shall not rest satisfied with the Iudgement or sentence of our Governor or Councill, they may then appeal unto us in our Privy Councill provided the matter in difference exceed the reall value and summe of Three Three hundred pounds sterling and that such appeals be made within one fortnight after sentence and that security be likewise duly given by the appellant to answer such Charges as shall be awarded in case the sentence of the Governor and Councill be confirmed and provided also that execution be not suspended by reason of any such Appeal unto Us,

And we do hereby give and grant unto you full power and Authority where you shall judge any Offender or Offenders in Criminall matters or for any ffines or Forfeitures due unto Us, fit objects of our mercy to pardon and remitt all such offenders Fines or Forfeitures before or after sentence given, Treason and wilfull murther only excepted, In which cases you shall likewise have Power upon extraordinary occasions to grant Reprieves to the Offenders, untill our Royall Pleasure may be known therein. P. R. O. Maryland B. I. Vol. 8.

And we do by these Presents Authorize and impower you to colate any Person or Persons in any Churches, Chapells, or other Ecclesiasticall Benefices within our said Province and Territories aforesaid as often as any of them shall happen to be void.

And we do hereby give and grant unto you the said Lionel Copley, by yourself, your Captains and Commanders by you to be authorized, full Power and Authority, to Levy, Arm, muster, command and imploy all Persons whatsoever residing within our said Province and Territory under your Government And as occasion shall serve them to transferr from one place to another for the resisting and withstanding of all Enemies Pirates and Rebells, both at Sea and at Land and to transport such Forces to any of Our Plantations in America, as occasion shall require for the defence of the same against the Invasion or Attempts of any of our Enemies.

And them, if occasion shall require to pursue and prosecute in or out of the Limits of our said Province and Plantations or any of them.

And if it shall so please God, them to Vanquish apprehend and take and being taken either according to the Law of Arms, to put to death or keep and preserve alive at your discretion.

And to execute Martiall Law in time of Invasion Insurrection or War as also upon soldiers in Pay and to do and execute all and every other other thing or things which to a Captain Generall doth or ought of Right to belong as fully and amply as any our Captain Generall doth or hath usually done.

And we do hereby give and grant unto you full Power and Authority to erect, Raise and Build in our Province and Territory aforesaid such and so many Forts, Platforms, Castles, Cities, Burroughs, Towns and Fortifications as you by the advice aforesaid shall judge necessary.

And the same or any of them to Fortify and ffurnish with Ordnance, Amunition and all sorts of Arms fit and necessary for the security and defence of Our said Province.

And by the advice aforesaid the same again or any of them to demolish or dismantle as may be most convenient.

And we do hereby give and grant unto you the said Lionel

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Copley, full power and Authority to erect one or more Court or Courts Admirall within our said Province and Territory for the hearing and determining of all Marine and other Causes and Matters therein to be heard with all reasonable and necessary Powers, Authoritys, Fees and Priviledges.

As also to exercise all Powers belonging to the Place and Office of vice-Admirall of and in all the Seas and Coasts about your Government according to such Commission, Authorities and Instructions as you shall receive from Ourself under the Seal of Our Admiralty or from our High Admirall or Commissioners for executing the office of High Admirall of our fforeign Plantation for the time being.

And forasmuch as divers mutinies and disorders do happen by Persons shipped and imployed at Sea and to the End such as shall be shipt or imployed at Sea may be the better governed and ordered we do hereby give and grant unto you the said Lionell Copley, our Captain Generall and Governor in Chief, full Power and Authority to Constitute and appoint Captains, Masters of Ships and other commanders and to Grant unto such Captains Masters of Ships and other Commanders, Commissions to execute the Law Martiall and to use such proceeding, Authoritys, Punishment, Correction and execution upon any Offender or Offenders which shall be mutinous, sedetious disorderly or any way unruly Either at Sea or during the time of their abode or Residence in any of the Ports, Harbours or Bayes of our said Province or Territory as the cause shall be found to require according to Martiall Law, Provided that nothing herein contained shall be construed to the enabling you or any by your Authority to hold Plea or have Iurisdiction of any offence, cause matter or thing, committed or done upon the High Sea or within any of the Havens, Rivers or Creeks of our said Province or Territory under your Government by any Captain, Commander, Lieutenant, Master or other Officer, Seaman, Soldier or Person whatsoever who shall be in actuall service and Pay in and on Board any of Our ships of War or other Vessells acting by immediate Commission or warrant from our Commissioners for executing the Office of our High Admirall of England under the seal of our admiralty or from our High Admirall of England for the time being, but that such Captain, Commander Lieutenant, Master, Officer, Seaman, Soldier and other Person so offending shall be left to be proceeded against and Tryed as the merrit of their offences shall require, either by commission under our Great Seal of England as the Statute of 28th of T-S 8: directs or by commission from our said High Admirall, according to the Act of Parliament passed in the 13th yeare of the reign of the late King Charles the second, of blessed memory, (entituled an Act for the establishing Articles and

Orders for the regulating and better Government of His Majesty's Navys Ships of War and Forces by Sea) and not otherwise saving only that it shall and may be lawfull for you upon any such Captain or Commanders refusing or neglecting to execute or upon his negligent or undue execution of any of the written Orders, he shall receive from you for our service and the service of our said Province to suspend him the said Captain or Commander from the exercise of his said Office of Commander and Committ him into safe custody either on Board his own ship or elsewhere at the discretion of You in order to his being brought to answer for the same by Commission either under Our Great Seal of England or from our said High Admirall as is before expressed In which case our Will and Pleasure is that the Captain or Commander so by you suspended shall during such his suspension and committment be succeeded in his said Office by such commission or Warrant Officer of our said ship appointed by our Commissioners for executing the Office of our High Admirall of England or by our High Admirall of England for the time being as by the knowne practice and discipline of our Navy does and ought next to succeed him as in case of death, sickness or other ordinary disability happening to the Commander in Chief of any of our said Ships and not otherwise, you standing also accountable to Us for the Truth and importance of the Crimes and misdemeaners for which you shall so proceed to the suspending of such our said Captain or Commander. P. R. O. Maryland B. I. Vol. 8.

Provided also that all such disorders and misdemeaners committed on shore by any Captain Commander, Lieutenant, Master or other Officer Seaman, Soldier or Person whatsoever, belonging to any of Our Ships of War or other Vessells acting by immediate commission or Warrant from our Commissioners for executing the Office of our High Admirall of England under the seal of our Admiralty or from our High Admirall of England for the time being may be Tryed and punished according to the Laws of the Place where any such disorders Offences and misdemeaners shall be so committed on shore, notwithstanding such offender be in our actuall service and borne on our Pay on board any such our ships of War or other Vessells acting by immediate Commission or Warrant from our Commissioners for executing the Office of our High Admirall or our High Admirall aforesaid, so as he shall not receive any Protection (for the avoiding of Iustice) for such Offences committed on shore from any pretence of his being imployed in our service at sea

We do hereby give you full power and Authority to appoint Fairs, Marts, and Marketts as also such and so many Ports, Harbours, Bays, Havens and other Places for the convenience and security of shipping and for the better load-

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ing and unloading of Goods and Merchandices as by you with the Advice and Consent of the said Councill shall be thought fit and necessary And in them or any of them to erect nominate and appoint custom houses, Warehouses and Officers relating thereunto and them to alter change or displace from time to time as with the Advice aforesaid shall be thought fit.

We further by these presents will, require and command you to take all possible care for the discountenance of vice and Encouragement of vertue and good living, that by such example the infidells may be invited and desire to partake of the Christian Religion.

And We do hereby require and command all Officers and Ministers Civill and Military and all other Inhabitants of our said Province and Territory to be obedient, aiding and assisting unto you the said Lionel Copley in the execution of this our Commission and of the Powers and Authoritys therein contained. And in case of your death or absence out of Our said Province, unto such Person as shall be appointed by Us to be commander in Chief To whom we do therefore by these Presents give and grant all and singular the Powers and Authoritys aforesaid, to be executed and enjoyed by him during Our Pleasure or untill your arrivall within our said Province of Maryland, and if upon such death or absence there be no Person upon the Place commissionated or appointed by Us, to be Commander in Chief Our Will and Pleasure is that the present Councill of that our Province do take upon them the Administration of the Government and execute this commission and the severall Powers and Authoritys herein contained and that the first Councillor who shall be at the time of your death or absence residing within our Province of Maryland do Preside in our said Councill with such Powers and Preheminences as any former President hath used and Enjoyed within our said Province or any other our Plantations in America untill Our Pleasure be further knowne or your arrivall as aforesaid.

Lastly We do hereby declare, ordaine and appoint that you the said Lionel Copley shall and may hold execute and enjoy the Office and Place of Captain Generall and Governor in Chief in and over our Province and Territory of Maryland together with all and singular the Powers and Authoritys hereby Granted unto you for and during Our Will and Pleasure.

The Warrant signed by the Queen and dated the 14th February 1690/91.
The Great Seal dated the 27th Iune 1691.

[Indorsed] Coll. Copley's Comission with the approbation of my Lord Chief Justice Holt 1690/1

To Coll. Copley to be ready to go with the Convoy in September.

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Whitehall the 22nd of August 1691.

Sr

The Queen having appointed the Convoys for Maryland to sail from the Buoy of the Nowre the 15th of Septembr next, The Lords of the Committee of Trade and Plantations have Ordered me to give you Notice thereof, with their Maties directions that you do not fail to be ready to repair to your Governmt on Board those ships I am

Sr

Your most Humble servant

It will be necessary for you to let me know the Number of your family that Orders may be given for their Passage & Provisions

To Coll Copley to be ready to go with the Convoy in September.

A. Copley.

Instructions for our Trusty and Welbeloved Lionel Copley Esqre, Our Captain Generall and Governor in Chief in and over our Province and Territory of Maryland in America. And in his Absence to the Governor or Commander in Chief of our said Province for the time being.

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26th August. 1691.

With these our instructions you will receive our Commission under our Great Seal of England constituting you our Captain Generall and Governor in Chief in and over our Province and Territory of Maryland in America, where being arrived you are forthwith to call together the Members of our Councill for that our Province and Territory By name, Sir Thomas Lawrence Knt. and bart. Henry Jowles, Nehemiah Blakiston, Nicholas Greenbury, Charles Hutchins, Charles Robotham, David Browne, Thomas Tench, Iohn Addison, Iohn Coates Iames Frizby and Thomas Brooks Eqre. At which meeting after having published in usuall manner our said commission constituting you our Captain Generall and Governor in Chief of our said Province and Territory, you shall take yourself and also administer unto Each of the members of our said Councill as well the Oaths appointed by Act of Parliament to be taken instead of the Oaths of Allegiance and supremacy

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and the Test, as the Oath for the due execution of their Places and Trust.

You are to communicate unto our said Councill from time to time such and so many of our Instructions as you shall find convenient for our service to be imparted unto them.

Our Will and Pleasure is that the Members of our Councill shall and may have and enjoy Freedome of Debate and Votes in all things to be debated of in Councill.

And although by our Commission aforesaid we have thought fit to direct that any three of our Councillors make a Quorum, It is nevertheless our Will and Pleasure that you do not act with a Quorum of less than Five Members unless upon extraordinary Emergencies.

And that we may be alwaies informed of the Names and characters of Persons fit to supply the vacancies of our said Councill, You are to transmitt unto Us, by one of our principall Secretarys of State and to the Lords of our Privy Councill, appointed a Committee of Trade and Plantations with all convenient speed, the names and characters of Twelve Persons inhabitants of our said Province whom you shall esteem the best qualified to succeed in that Trust and so from time to time when any of them shall dye, depart out of our said Province or become otherwise unfit, you are to nominate so many other Persons to Us in their stead. And in the choice and nomination of the members of our said Councill as also of the principall Officers, Iudges, Assistants, Iustices and Sheriffs you are always to take care that they be men of Estate and Ability and not necessitous people or much in Debt and that they be persons well affected to our Government.

You are not to suspend the Members of Our Councill without good and sufficient Cause and in case of suspension of any of them you are forthwith to transmit unto Us as aforesaid and to Our Committee for Trade and Plantations, your reasons for so doing together with the Charges and Proofs against the said Persons and their answers thereunto.

You are from time to time to send unto Us and to our said Committee, the Names and Qualitys of any Members by you put into our said Councill by the first conveniency after your so doing.

You are to transmit Authentick Copies under the publick Seale of all Lawes, Statutes, and Ordinances now in Force or which at any time shall be made and enacted within our said Province unto Us and our Committee for Trade and fforeign Plantations within three months or sooner after their being enacted together with duplicates thereof by the next conveyance upon pain of our Highest Displeasure and the forfeiture of that years, wherein you shall at any time or upon any pre-

tence whatsoever, omit to send over the said Laws and Ordinances as aforesaid within the time above limitted. P. R. O. Maryland B. I. Vol. 8.

And that it may be better understood what Acts and Laws are in fforce in our Province of Maryland, You are with the assistance of our Councill to take Care that all Laws now in force be revised and considered and if there be any thing either in the matter or stile of them which may be fit to be retrenched or altered You are to represent the same unto Us with your Opinion touching the said Laws now in force (whereof you are to send a compleat Body to us) with such alterations as you shall think requisite to the end our approbation or disallowance may be signifyd thereupon.

You shall take care that the Members of the Assembly be elected only by Freeholders as being most agreeable to the Custome of England to which you are as near as may be to conform yourself.

And you shall reduce the Salary of the members of the Assembly to such a moderate Proportion as may be no grievance to the Country wherein nevertheless you are to use your discretion so as no inconveniency may arise thereby.

You are to take care that no man's life, Member Freehold or goods be taken away or harmed in our said Province, but by Established and known Laws not repugnant to, but as much as may be agreeable to the Laws of Our kingdome of England.

You shall administer or cause to be administered the Oaths appointed by Act of Parliament to be taken instead of the Oaths of Allegiance and supremacy and the Test, unto the Members and Officers of Our Councill and Assembly, all Iudges and Iustices and all other Persons that hold any Office in Our said Province, by vertue of any Patent under Our Great Seal of England or the Publick seal of Maryland And you are to permitt a Liberty of Conscience to all Persons so they be contented with a quiet and peaceable Enjoyment of it, not giving offence or scandall to the Government.

You are not to pass any Act or Order within that our Province in any Case, for Levying money and inflicting Fines and Penalties whereby the same shall not be reserved to Us for the publick Uses as by the said Act or Order shall be directed. And we do particularly Require and Command that no mony or value of mony whatsoever be given or granted by any Act or Order of Assembly to any Governor, Lieutenant, Governor or Commander in Chief of Our said Province which shall not according to the stile of Acts of Parliament in England be mentioned to be Given and Granted unto Us with the humble desire of such Assemblies that the same be applied to the use and behoof of such Governor Lieutenant Governor or Com-

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mander in Chief if we shall so think fit or if we shall not approve of such Guift or application that the said money or value of mony be then disposed of and appropriated to such other uses, as in the said Act or Order shall be mentioned and that from the time the same shall be Raised, it remain in the hands of the Receiver or Receivers of that our Province untill our Royall Pleasure shall be known therein.

And whereas We are willing in the best manner to provide for the support of our Government in Maryland, by setting apart, sufficient allowance to such as shall be our Lieutenant Governor or Commander in Chief for the time being within the same, Our Will and Pleasure therefore is, that when it shall happen that you shall be absent from our said Province, one full moyety of your salary and of all Perquisits and emoluments whatsoever, which should otherwise become due unto you, during the time of your absence shall be paid and satisfied unto such Lieut Governor or Commander in Chief, who shall be resident upon the Place for the time being, which We do hereby order and allott to him for his better maintenance and for the support of the dignity of that our Government. Our will and Pleasure is, that all publick monies raised or to be raised within our said Province and Territory of Maryland for the use and support of the Government there be issued out by Warrant from you by and with the advice and consent of the Councill and not otherwise.

And whereas by an Act passed in the Assembly in Maryland the thirtieth day of Aprill 1679, an impost of two shillings per Hogshead is laid upon all Tobacco exported out of our said Province, one moiety of which impost, is by the said Act appropriated for the use and support of the Government, Our will and Pleasure is, that towards the maintenance in the Government of our said Province, you take to your own use, three fourth parts of the said moiety of the impost of two shillings per Hogshead of Tobacco, appropriated as aforementioned by the said Act, And you are to take especiall Care, that according to the intention of the said Act, the remaining fourth part of the Moiety of the said impost be duly applied towards the maintaining a constant Magazine with Arms and Amunition for the defence of our said Province.

And that an Exact Accompt be made up of what has been received of the said impost since the meeting of the late Convention in Maryland, untill the time of your Arrivall in our said Province, And that the same be transmitted into our Committee of Trade and Plantations and Commissioners of our Treasury for our information.

And you are further to recommend to the Assembly in Our Name, the raising of such other supplies from time to time as

may be sufficient for the better support of you our Governor or our Governor in Chief for the time being and for defraying the necessary Charges of the Government. P. R. O. Maryland B. I. Vol. 8.

You are to permit the Lord Baltemore by his Agents or Officers appointed by him to collect and receive the other moiety of the said impost of two shillings per Hogshead together with the Duty of 14$^{d}$ per Tun upon shipping trading to Maryland for his own use as Proprietary of our said Province. And you are not in any wise yourself or any other by your Order to intermedle with the said Moiety of the said impost of two shillings per Hogshead or the said duty of fourteen pence per Tun. But to permit the same to be collected and received by the Lord Baltimore or his Agents as aforesaid without any hindrance or molestation whatsoever.

You are from time to time to permit the Assembly to view and examine the Accompt of mony or value of mony disposed of, by vertue of such Laws as are now in force or shall be passed by them which you to signify unto them as occasion shall serve. Our express will and Pleasure is, that all Laws whatsoever for the good Government and support of your said Province, be made indefinite and without Limitation of time except the same be for a temporary end and which shall expire and have its full effect within a certain time. And therefore you shall not enact any Law which shall be once enacted by You except upon very urgent occasions, but in no Case more than once without Our express consent.

You shall not remit any Fines or Forfeitures whatsoever above the summe of Ten pounds before or after sentence given, nor dispose of any Escheats Fines or Forfeitures untill you upon signifying unto our Committee of Trade and Plantations And to the Commissioners of our Treasury for the time being the nature of the offence or occasion of such Fines, Forfeitures or Escheats with the particular summes you shall have received our directions therein. But you may in the mean time suspend the Payment of the said Fines and Forfeitures.

You shall not permit any Act or Order to pass within our said Province whereby the Price or value of currant mony within your Government may be altered without our particular leave or Direction therein. And you are particularly not to pass any Law or do any Act by grant settlement or otherwise, whereby Our Revenue may be lessened or impaired without our especiall leave or commands therein. You are to require the secretary of our Province or his Deputy for the time being to provide Transcripts of all such Acts and publick Orders as shall be made from time to time, together with a copy of the Iournall of the Councill to the end the same may

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be transmitted unto Us as above directed which he is duly to perform upon pain of incurring the forfeiture of his Place.

You shall not displace any of the Iudges, Iustices Sheriffs or other Officers or Ministers within our said Province without good and sufficient Cause to be signified to Us and our Committee of Plantations nor shall you execute yourself or by Deputy any of the said Offices nor suffer any Person to execute more Offices than one by Deputy.

You shall not erect any Court or Office of Iudicature not before erected and established without our especiall Order and you are to transmit unto Us with all convenient speed a particular accompt of all establishments of Iurisdictions, Courts, Offices and Officers, Powers, Authorities, Fees and Privileges Granted or settled within our said Province to the end you may receive our especiall direction therein. You shall likewise take especiall Care with the Advice and Consent of our said Councill to regulate all salaries and Fees belonging to Places or paid upon emergencies, that they be within the Bounds of moderation and that no exaction be made upon any occasion whatsoever.

And that God Almighty may be more inclined to bestow his blessing upon us and you in the welfare and improvement of that our Province you shall take especiall care, that he be devoutly and duly served within your Government, the Book of Common Prayer as it is now established Read each Sunday and holiday and the blessed Sacrament administred according to the Rites of the Church of England. You shall take care that the Churches already built there shall be well and orderly kept and more built as the Colony shall by God's blessing be improved and that besides a competent maintenance to be assigned to the Minister of each Church a convenient house be built at the common charge for each Minister. You are not to preferr any Minister to any Ecclesiasticall Benefice in that Our Province without a Certificate from the Right Reverend the Bishop of London of his being conformable to the doctrine and discipline of the Church of England and of a good life and conversation, And if any Person already preferred shall appear to you to give scandall either by his doctrine or manners you are to use the best means for the removall of him and to supply the vacancy in such manner as we have directed. And you are to give Order forthwith if the same be not already done, that every Orthodox Minister within your Government be one of the Vestry in his respective Parish and that no vestry be held without him except in case of sickness or that after notice of a vestry summoned he absent himself And you are to Enquire whether there be any Minister within your Government who Preaches and Administers the

Sacrament in any orthodox Church or Chappell without being in due Orders, whereof you are to give an account to the said Bishop of London. P. R. O. Maryland B. I. Vol. 8.

And to the end the Ecclesiasticall Iurisdiction of the said Bishop of London may take place in that our Province as far as conveniently may be We do think fit that you give all countenance and Encouragement in the exercise of the same excepting only the Colating to Benefices, Granting Licenses for Marriage and Probate of Wills, which we have reserved to You our Governor or the Commander in Chief for the time being. You are to take care that a Table of Marriages established by the Church of England be hung up in every Orthodox Church and duly observed and to endeavour to get a Law if the same be not already passed in the Assembly for the strict observation of the said Table.

You are to take care that Drunkeness and Debauchery swearing and blasphemy be severely punished and that none be admitted to publick Trust and imployment whose ill Fame and conversation may bring scandall thereupon. You shall take care that all Planters and Christian Servants be well and fitly provided with Arms and that they be listed under Officers and when and as often as you shall think fit, mustered and trained, whereby they may be in a better readiness for the defence of Our said Colony and Dominion under your Government. You are to take especiall care that neither the frequency nor unreasonableness of remote Marches, Musters, and Trainings be an unnecessary Impediment to the affaires of the Planters.

And for the greater security of that Our Province you are to appoint fit Officers and Commanders in the severall Parts of the Country boardering upon the Indians who upon any invasion may raise Men and Armes to oppose them, untill they shall receive your Directions therein. In Case of distress of any Our Plantations you shall upon application of the respective Governors to you, assist them with what aid the condition and safety of your Government will permit.

You shall cause a survey to be taken of all the considerable Landing Places and Harbours in Our said Province and with the advice of our Councill erect in any of them such Fortifications as shall be necessary for the security and Advantage of Our Province, which shall be done at the publick charge of the Country not doubting of the chearfull concurrence of the Inhabitants thereunto from the common security and benefit they will receive thereby.

You shall take an Inventory of all Arms, Amunition and Stores remaining in any of Our Magazines or Guarisons in our said Province and send an Account of them yearly

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to Us, by one of our principal Secretarys of State and to our Committee for Trade and Plantations. You are to take especiall care that fit storehouses be settled throughout our Province for receiving and keeping of Arms, Amunition and other publick stores. That we may be better informed of the Trade of our said Province, you are to take care that due entries be made in all Ports of all Goods and Commodities imported or exported from thence and from and to what Places they come and go, and that a yearly account thereof be transmitted by You unto Us by one of our Principall Secretarys of State and to our Committee for Trade and Plantations. You are to take especiall care that all Tobaccos shipt in Maryland from what Part soever they come do pay Maryland duties. And that all possible means may be used for the security of Merchants Ships in their return home, you are hereby directed to take care that in time of war no ship do come from Maryland but in Fleets and at such time as shall be notified from hence for their meeting of Convoys and in Case of imminent danger, you are to expect directions from hence, what precautions shall be necessary for their security.

You are to suppress the ingrossing of Commoditys and to settle such Orders and Regulations therein with the Advice of our Councill as may be most acceptable to the Inhabitants.

You are to give all Encouragement and Invitation to Merchants and others who shall bring Trade unto our said Colony or any waies contribute to their advantage and in particular to the Royall Affrican Company. And you are to take care that there be no Trading from Maryland to any place in Affrica within the Charter of the Royall Affrican Company and you are not to suffer any ships to be sent thither without their leave or Authority.

You are carefully to observe all the Articles contained in the Treaty for the composing of differences and the establishing of Peace in America concluded at Madrid the 8/18 day of Iuly 1670 with the Crown of Spain. And in case any private injury or damage shall be offered or done to any of our subjects in those Parts by any of the subjects of the King of Spain or of any other Prince or State in Amity with us. You shall take care to give Us an account with all convenient speed, by one of our principall secretarys of State and to our Committee for Trade and Plantations and not to permit or encourage reparations to be sought in other way than what is directed and agreed in the said Article of Madrid and other Treaties and you are particularly not to Grant Commissions of War or Reprisals against any Prince or State or their subjects in Amity with us to any Person whatsoever without our especiall command and to transmit the same to Us.

You are not to permit or Allow of any Appeals whatsoever to be made from the Governor and Councill unto the Assembly but whereas we judge it absolutely necessary that all our subjects may have liberty to Appeal unto Us, in cases that may deserve the same, Our will and Pleasure is, that if either party shall not rest satisfied with the Iudgement or sentence of our Governor or the Commander in Chief and Councill they may then appeal unto us in our Privy Councill Provided the matter in difference exceed the reall value or summe of three hundred pounds sterling & that such appeal be made within one Fortnight after sentence & security first given by the Appelant to Answer such charges as shall be awarded in case the sentence of our Governor or Commander in chief and Councill in Maryland be confirmed. Provided also that Execution be not suspended by reason of any such Appeal unto Us. And in as much as it may not be fit that Appeals be too frequently and for too small a value, brought unto our Governor and Councill, you shall therefore with the Advice of the Councill propose a Law to be passed wherein the method & limitation of Appeals unto our Governor and Councill may be settled and restrained in such manner as shall be found most convenient and easy to our subjects in Maryland. P. R. O. Maryland B. I. Vol. 8.

You shall endeavour to get a Law passed for the restraining of inhuman severities, which by ill Masters or Overseers may be used toward their christian servants or slaves and that provision be made therein that the willfull killing of Indians & Negroes may be punished with death and that a fit penalty be imposed for the maiming of them.

You are also with the Assistance of our Councill and Assembly to find out the best means to facilitate and encourage the conversion of Negroes and Indians to the Christian Religion.

You are to recommend to Our Councill & Assembly the raising of a Stock and Building publick workhouses in convenient places for the imploying of poor and indigent people.

And forasmuch as great inconveniences may arise by the Liberty of Printing within our Province of Maryland, you are to provide by all necessary Orders that no person use any Press for printing upon any occasion whatsoever, without your speciall Licence first obtained.

Lastly, if any thing shall happen that may be of Advantage or Security to our said Province which is not herein or by our Commission provided for, We do hereby Authorize and direct you with the Advice and Consent of our Councill, to take Order for the present therein giving Us, by One of our principall Secretarys of State and the Lords of our Privy Councill appointed a Committee for Trade and fforeign Plantations,

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speedy notice thereof and of all your proceedings, and the condition of Affaires within your Government for our Information and Direction. Provided always that you do not by Colour of any Power or Authority hereby given you Commence or declare War without our knowledge and Command therein, except it be against Indians upon Emergencies, wherein the consent of our Councill shall be had, and speedy notice thereof given unto Us.

Given at our Court at Whitehall the 26th day of August 1691. In the third year of Our Reign

By Her Majesty's Command

Nottingham.

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I conceive that the 12d per Hogshead setled by the Constitution of the Country upon the Governmt for the support of the Governmt since the disability of the Lord Baltemore & the vacancy was due to thr Majties & is now due to the Governmt placed in by them as a perquisit to the Office And that for the said duty as a debt due to thr Majties there may bee an extent out of the exchequer Or their Majtie may please to order that the goods may not be discharged at the Custome house before this duty pd

Samp. Ward
Aug 26: 91.

(Endorsed)
Read the 3d Sept 1691.

Warde his opinion
relating to there Matys laing
their hands on the moeity of the
2s per hogshead since the Lord
Baltemore has bine oute of
that Governmt

p. 4

List of Councillors of Maryland.

Capt Iohn Addison of Charles County.
Capt Codd of St Marys County.
Mr Iames Whitwood
Mr George Robotham of Tallbott County.
Mr David Brown of Somerset County
Mr Henry Jowles of Calvert County
Capt Nicholas Greenbury of Arundell County
Mr Nehemiah Blackiston of St Maries County.

(Endorsed)
List of Councillors of Maryland.
Recd this from Coll Copleys agent
1691. Sept 1.

P. R. O.
Am. & W.
Ind.
Vol. 27.

At the Court at Whitehall
the 10th of Septr 1691.

Present
The Lords of His Majesty's most Honorable
Privy Councill.

Whereas Peter Paggen Merchant trading to Maryland did this day acquaint the Board, that he had received Bills by order of the Convention of Maryland, drawn by several masters of ships in those parts upon their correspondents in England amounting to the sum of one thousand and seventy one pounds, sixteen shillings and two pence, and being in discharge of one moiety of the duty of two shillings per hogshead and of the Port duties payable by them in Maryland, It is this day ordered in Councill, that the Right honorable the Lords Commissioners of the Treasury, be desired to call before them the said Peter Paggen, and taking into their hands the said Bills, to give orders that they be presented to the several merchants concerned therein for payment of the Contents, and to dispose of the same for their Majesty's service according to the Act passed in Maryland in that Behalfe.

a true Copy.

John Povey.

P. R. O.
Maryland
B. I. Vol. 2,
B. F.
p. 3

Mr Perry concerning the Maryland Councill

London: 7ber. 17 1691.

Hond Sir

I was out of towne yesterday: soe could not answer yors as to the list sent know only those with a pricke against them which we believe are honest and good men: some of them we corrispond with: and we know not. but they are well affected to the present Gouvemt: not haveing heard any thing to the contrary at any time: the Name Mr Abraham Harman we never heard of but one Mr Iohn: Hammond we have and suppose a good man. There are severall might be named by others that are qualified which tho to us unknowne are good men: There is one Mr Geo Layfeild that married Coll° Stephens widdow a man well affected to the governmt that lives in Somerset County in Maryland: find not in the list tho heard he was named we doe know severall good men: as to there conversation in buissiness but how fitt so ever am apt to beleive will be unwilling to ingage in the Govermt having espoused my Lords Interest: & upon all Inquiries have not the acquaintance with men soe as to recomend as on such occasion as this ought to be: however have on the list sent given the best thoughts at present offers: excuse Sr these from

Sr yr Humble Servt

Micajah Perrys.

P. R. O.
Maryland
B. I. Vol. 2,
B. F.

(Endorsed)
From Mr Perry concern the
Maryland Councill.
For
Iohn Povey Esqr
att the Plantation Office
Over against Whitehall
Present.

p. 3a

London: 7ber 17. 1691.

Sr

Since I returned the list this day: I have meet with a Gentleman: one Mr Iohn Hammon newly come from Maryland who presents me with the inclossed list of Gentlemen in Maryland That are good honest Substantiall Protestants and such he can & will be ready to give satisfaction are well affected to the present Govermt and if you desire to speake with him he will waite upon you & he desires to descourse Coll Copley but knowes not how to meet with him & if you will favour me with a line where this Gentleman may see him will be a favour. excuse

Sr Your humbly servt
Micajah Perrys

For
Iohn Povey Esqre
at the Plantation Office
over agt Whitehall.
present.

p. 1

| List of Persons Recomended to be of their Majts Council in Maryland. | By whom Recomended. |
|---|---|
| Sr Thomas Lawrence | |
| Colonell Henry Iowles | |
| Capt Nehemiah Blackiston | |
| Capt Nicholas Greenbury | By Colonell Copley and the |
| Mr Charles Hutchins | Merchants |
| Col George Robotham | |
| Col: David Browne | |
| Mr Thomas Tench | |
| Capt Iohn Addison | |
| Capt Iohn Coates | |
| Mr Henry Hamond | By Colonel Copley |
| Capt Iohn Dent | |

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Mr Iames Frisby
Mr Thomas Brooks
Mr Thomas Greenfield
Coll: Wells
Major Dascey
Mr Hen: Hanslop
Mr Miles Pibson
Mr Abraham Harman

By Lord Baltemore & the Merchants.

Capt Barton
Mr Iohn Beans
Mr Francis Hutchings
Mr Iohn Griggs
Col: St Leger Codd
Capt Milphey
Mr Iohn Hacking
Capt Pinder
Mr Iohn Polard
Capt Millington
Mr George Lingan

By the Lord Baltemore.

Mr George Lingan
Mr Iohn Hamond
Mr Nicholas Gassaway
Mr Hans Hanson
Mr George Layfield

By the Merchants.

Endorsed
List of Persons Recomended to
be of their Majesties Councill in
Maryland.

List of the Councill of Maryland. p. 2

Sr Thomas Lawrence
Colonell Henry Iowles
Capt Nehemiah Blackiston
Capt Nicholas Greenberry
Mr Charles Hutchins
Coll° George Robotham
Col: David Brown.
Mr Thomas Tench
Capt Iohn Addison
Capt Iohn Coates
Mr Iames Frisby
Mr Thomas Brooke.

(Endorsed.)
List of Persons to be of their Majesties
Councill in Maryland.

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| Supposed to be my Lords partie | these by Capt Hammon | These by I know not if by home. |
|---|---|---|
| Iohn Beans Jr | Geo Robotham | Coll Henry Jowles |
| Capt Barton | Tho Brookes | Capt Iohn Addison |
| Mr Fra Hutchins | Charles Hutchins | Capt Nehe Blackston |
| Mr Thomas Brookes | Mr Browne | Capt Nicho Greenbury |
| Mr Iohn Griggs | Geo: Layfeild | Capt Iohn Coates |
| Mr Thomas Greenfild | Wm Harris | Mr Charles Hutchins |
| Majr Dascey | Nicho Gassaway | Coll George Robotham |
| Mr Henry Hanslop | Tho Tench | Mr Henry Hammond |
| Coll Wells | Nicho: Greenbury | Coll David Brown |
| Mr Miles Gibson | Coll. Ioles | Mr Thomas Tench |
| Mr Iames Frisby | Tho: Greenfild | Thom Greenfeild |
| Coll St Leger Codd | Nehem Blackstone | Capt Jo: Dent. |
| Mr Abraham Harman | | |
| Capt Milphey | | |
| Mr Iohn Hawkings | | |
| Capt Pinder | | |
| Mr Iohn Patard sells ale | | |
| Capt Willington | | |
| Mr George Lingan. | | |
| Richard Hill | | |

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## Maryland Gentlemen.

| | |
|---|---|
| Mr George Robotham: | in Talbot County. |
| Mr Thomas Brookes | in Dorset County. |
| Mr Hutchins | in Dorset County. |
| Mr. Browne: | in Sommerset County. |
| Mr George Layfield | in Somerset County. |
| Mr Harris | in Kent County. |
| Mr Nicholas Gassaway. | in Anne Arrundell County |
| Mr Thomas Tench | in Anne Arrundell County |
| Mr Nicholas Greenbury | in Anne Arrundell County |
| Mr Iames Frisby | in Seicell County |
| Coll Ioles | in Calvert County |
| Mr Thomas Greenfeild | in Calvert County. |
| Mr Nehemiah Blackstone | in St Marys County. |
| Mr Hans Hanson | in Kent County. |

(Endorsed)
Councillors in Maryland.
Proposed by a Gent lately
arrived from thence.

p. 7

## A List of the Names of Severall of the most Substantiall Protestant Inhabitants of Maryland.

Capt Barton
Mr Iohn Beans.
Mr Fran: Hutchings
Mr Tho: Brooks.

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Mr Iohn Griggs
Mr Tho Greenfeild
Major Dascey
Mr Hen: Hanslop
Coll Wells
Mr Miles Gibson.
Mr Iames Frisby
Coll. St Leger Codd.
Mr Abraham Harman
Capt Milphey
Mr Iohn Hawking
Capt Pinder
Mr Iohn Palard
Capt Willington
Mr George Lingan.

Q: Iohn Hammond
Geo: Layfield:

(Endorsed)
List of Persons proposed by My Lord Baltemore. with Mr Perrys Marks.

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At the Court at Whitehall the 8th day of October 1691.

Present

The Queen's most Excellent Majesty in Councill.

Upon the Report of the Right Honorable the Lords of the Committee for Trade and Plantations It is this day ordered by Her Majestie in Councill that the Right Honorable the Commissioners for executing the Office of Lord High Admirall of England do give directions for providing Passage for Colonel Copley to his Government of Maryland and for Sir Thomas Lawrence Secretary of that Province, together with their Families, Household-goods and Servants and the usuall victualls for their respective servants in their passage on board the Convoys.

Report upon Colonel Copley's Commission

12th October 1691.

Memorandm

My Lord President is desired by the Lords of the Committee of Trade and Plantations to Represent in Councill that Colonel Lionel Copley appointed by Majesties to be Governor of Maryland, has humbly prayed that in consideration of his long attendance and great expence he has been at in relation to that Government Her Majestie would be pleased to direct that one moyety of the Duty of Two shillings per Hogshead of Tobacco arising the last year in Maryland, may be allowed

P. R. O. Maryland B. I. Vol. 8.

unto him, And their Lordshipps taking notice that there are Bills remitted from the convention of Maryland for the sume of one thousand and seaventy one pounds, sixteen shillings and two pence for the last year's duty in Maryland and the Fourteen pence per Tun, the proceed whereof is ordered by the Lords Commissioners of the Treasury to be paid unto the Receiver Generall of the Customs of which sume Two hundred seaventy three pounds or there abouts may be due for the Fourteen pence per Tun payable to the Lord Baltemore, And that by the Instructions to Colonel Copley, one fourth part of this Revenue accruing to their Majesties is to be applied towards the buying of Arms and Amunition. Their Lordshipps do thereupon humbly offer that six hundred pounds part of the said one thousand and Seaventy one pounds sixteen shillings and Twopence with such further summe as shall remain (after deduction of the duty of the fourteenpence per Tun and one fourth part of the One shilling per Hogshead for the buying of Arms and Amunition be allowed and expence relating to the Government of Maryland and satisfaction of his salary untill March last.

Councill Chamber
12th October 1691.

P. R. O. Am. & W. Ind. Vol. 27.

At the Court at Whitehall
the 12th of October 1691.

Present
The Lords of His Majesty's most Honble
Privy Councill

Upon reading this day at the Board the humble Petition of Charles Lord Baltemore praying that in regard his Agents at Maryland are by their confinement disabled from acting for him according to the power sent them; Orders may be given to all such Masters of Vessells as have already made their last voyage, and are come home as also to those that are daily expected from Maryland, to pay the one shilling impost on Tobacco & fourteen pence p tun to the Petitioner pursuant to the Order of the 26th of February last. It was ordered by their Lordships that it be referred to the Right Honble the Lords Commissioners of the Treasury, to consider of the Petitioner's request, and to give such Order thereupon as their Lordships shall judge fitt.

a true Copy
John Povey.

Order for a 100 Barrells of Powder and 200 muskets for Maryland. P. R. O. Col. Entry Book, Vol. 52, p. 223

The 15th October 1691.

Upon the Report of the Right Honble the Lords of the Committee for Trade & Plantations. It was this day ordered in Councill that Sir Henry Goodrick Knt. and Barrt. Lieut. Generall and the principall Officers of their Majesties Ordnance do cause to be provided and sent to Maryland One hundred Barrells of Powder as of their Majesty's Bounty to that Colony and also two hundred Muskets for their Majestie's service there the value of which muskets is to be reinbursed to the Office of the Ordnance out of the duty of one shilling per hoggshead arising the last year in Maryland And it was further ordered by their Lordshipps that the Governor of Maryland be made accountable for the disposall of the said Arms and Ammunition and that he recommend it to the Assembly there that the same or a greater quantity of Arms and Amunition be alwaies continued in the Magazines of that Province.

For Colonel Copley to have his part of the 2s per hoggshead from Maryland. p 224

The 15th October 1691.

The Right Honble the Lords of the Committee of Trade and Plantations, having this day represented at the Board that Colonel Lyonell Copley appointed by their Majesties to be Governor of Maryland hath humbly prayed that in consideration of his long attendance and great expence he has been at in relation to that Government Her Majesty would be pleased to direct that one moyety of the Duty of two shillings per hoggshead of Tobacco, arising the last year in Maryland may be allowed unto him and their Lordshipps taking notice that there are Bills remitted from the convention of Maryland for the sume of one Thousand seventy one pounds sixteen shillings and twopence for the last years duty in Maryland and the 14d per Tun, the proceed whereof is ordered by the Lords Commissioners of the Treasury to be paid to the Receiver Generall of the customs of which sume two hundred seaventy three pounds or thereabouts may be due for the 14d per Tun payable to the Lord Baltemore and that by the instructions to Colonel Copley one fourth part of this Revenue accrewing to their Majesties is to be applied towards the buying of Armes and Amunition. It is thereupon this day ordered by their Lordshipps according to the Opinion of the said Committee for Trade that six hundred pounds part of the said one thousand seventy one pounds sixteen shillings and twopence

P. R. O. Col. Entry Book, Vol. 52.

with such further sume as shall remain after deduction of the duty of 14$^{d}$ per Tun and the one fourth part of the one shilling per hoggshead for the buying of Arms and Amunition be allowed to Colonell Copley in consideration of his attendance and expence relating to the Government of Maryland and in satisfaction of his salary untill Michaelmas last. And the Right Hon$^{ble}$ the Lords Commissioners of their Majesties' Treasury are desired to give the necessary directions to the Receiver Generall of the customs to pay the same accordingly.

P. R. O. Am. & W. Ind. Vol. 27.

At the Court at Whitehall
the 3$^{rd}$ November 1691.

Present
The Kings most Excellent Majesty
in Councill.

Whereas the Right Honorable Charles Lord Baltemore by his Petition hath set forth that he has not received any benefit of His Majesty's Royall letter of the 1$^{st}$ February 1689. nor of an Order of Council of the 26$^{th}$ of February 1690. both which gave him leave by his Agents in Maryland to collect his Revenues and Dutys there. That the Petitioner is informed from his Agents in Maryland, that by reason of their long confinements and other hardships they have layn under in that Province, they were rendered altogether uncapable of acting for the Petitioner, Whereby he has received no returns from them this last shipping, Wherefore humbly praying His Majesty's gracious protection to M$^{r}$ Henry Darnell who for several years has been the Petitioner's Agent and Receiver in Maryland, that he and such persons as he shall appoint may be permitted to live peacably and quietly to act as formerly in receiving the Petitioners dues and revenues in that Province and that no ships and Vessels be cleared in Maryland before His Lordship's said Agent & receiver General shall have received his dues from the shipping there. They behaving themselves peacably and with due submission to their Majesties Government. His Majesty in Councill is this day graciously pleased to grant the Petitioner's request, and doth hereby order that the right Honorable the Earl of Nottingham principal Secretary of State do prepare a letter for His Majesty's Royall Signature to the Governor of Maryland accordingly.

a true Copy.
John Povey.

To the Right Hon^ble^ the Lords of the
Commity of Trade and Plantation

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p. 11

Whereas by the Laws and Constitutions of the province of Maryland in America divers offices are and have for a long time past been setled and enjoyed by their proper officers with certane Fees Profits and perquisites declared unto them appertaining. And in particular The office of Secretary of the Province at a Generall Assembly held May the 15^th^ 1676 was by severall Acts of the said Assembly Established The Fees and perquisites thereunto belonging appointed and ascertained By which it appears That The Secretary is in the Nature of his Office Cheif Clerk Prothonotary and Register of the said Province. and as such has always nominated and Appointed the Ten clerks of the Ten County Courts of Maryland. Which Office it hath pleased their Maieteys graciously to bestow upon S^r^ Thomas Lawrence Barr^t^ by their Patent bearing date Sep^t^ the 5^th^ 1691 together with all Rights Priviledges Profits perquisites and Advantages to the said office belonging incident or in any wise appertaining. And in such manner and form as any Secretary of any of their Maiestys Provinces in America for or by reason of the Exercise or Execution of such Office or Place may lawfully have receive or enioy And whereas his Maiesty hath lately Thought fit to take the Government of the said Province of Maryland into his hande and under his immediate care whereby some doubt or dispute may arise whither or no the said present Laws and Constitutions of Maryland are still in force And that by such interpretations his Maiestys Grant to S^r^ Thomas Lawrence may become ineffectuall to him or changed into an office different from what hath long been and is at present Constituted in the said Province and as such is granted to him by his said Patent. Upon these Considerations and to avoid all disputes which may happen touching the Nature of his said Office of Secretary of the said Province S^r^ Thomas Lawrence humbly representeth this Matter unto that Honorable Board And Prays That your Lordships will please to declare your Iudgement touching the force of the said present Laws and Constitutions of Maryland untill the said Laws and Constitutions shall be further explained or such new Regulations made as his Maiesty upon due Information shall in his great wisdom be pleased to approve and Confirm

Thomas Lawrence.

(Endorsed)
The Memoriall of S^r^ Thomas
Lawrence Barr^t^ secretary of
Maryland.
read att the Committee
Nov: 15 : 1691.

P. R. O. Maryland B. I. Vol. 2, B. F. p. 16

To Coll Copley upon S^r Thomas Lawrence's Memoriall.

Whitehall the 19^th of Nov. 1691.

S^r

S^r Thomas Lawrence having presented a Memor^ll to the Committee of Trade and Plantation wherein he seems to apprehend that you may have some Intentions to Lessen the fees and Perquisites belonging to his Place of Secr^ty of Maryland, their Lords^ps desire to know from you whether you have any such Intentions to alter the condition in Profitts of that Place from what was lately enjoyed by the Sec^ty of Maryland under the Governmt of the Lords Proprietors

I am
S^r
Your Most Humble Servant
[unsigned]
(Sec to Lds of Trade)

(Endorsed)
To Coll Copley upon S^r
Thomas Lawrence's Mem^ll

To the Kings most Excellent Ma^tie
The Humble Peticō̄n of Charles L^d Baltemore.
Sheweth

That by y^r Ma^ties letter of the first of Aprill 1689 & by an Ord^r of her Ma^tie in Councill of the 26^th Feb 1690 and lastly by a second Royall letter of y^r Maj^ties of the 3^d of Novemb^r 1691 y^r Pet^r had leave for his Receivers to demand the Port dutys or Anchorage Money w^ch for many yeares has bin by law vested in y^r Pet^rs Father & himselfe as by the Law of Maryld has already appeard to the Rt Honble the Lords of y^r Ma^ties most Honble Privy Council: yet notwithstanding that Law and y^r Ma^ties most Gracious lres & orders thereupon Col Lyonel Copley y^r Ma^ties Govern^r there has forbid y^r Pet^rs Collector to receive that Part of the Pet^rs Revenue upon Pretence of an Act of Assembly procured there by him and lately transmitted hither w^ch y^r Pet^r has had leave to peruse.

Y^r Pet^r humbly hopeing y^r Ma^tie never intended to take away any part of his property and Revenue settled by Law of that Province does therefore most humbly beseech y^r Mat^ies positive Comands to Col Copley to suffer your Pet^r Collectors to receive that Part of y^r Pet^rs Revenue according to y^r Ma^ties former letters and Orders thereupon and that y^r Ma^tie will be graciously pleasd y^r Pet^r may have y^r Royall letter before the goeing away of this Fleet

And y^r Pet^r as in duty bound shall ever pray &ca.

(Endorsed)
Referrence of the L^d^Baltemores
Petition for the in
Maryland.

P. R. O.
Maryland
B. I. Vol. 2,
B. F.

Coll Copley to Ld President. p. 37

10^th^ Dec: 91:

My Lord

I beg yr lordps pardon for the trouble I so often give you: the enclosed is a Peticon for an Order ab^t^ my dues from the shipping in Maryland for the yeares 1689 & 1690 of w^ch^ I have not reced a penny and those Comanders are now a goeing againe to that Province and soe shall not receive any thing here for those two past yeares, and therefore humbly beg by this Peticon for an Order to receive it of them in Maryld when next they arrive there y^r^ Lordps favour here in will preserve from Ruine

Y^r^ Lord^ps^ Most
My Ld Obedient & most
humble servt
C Baltemore.

xb^r^ 10^th^ 1691.

(Endorsed)
Coll^o^ Copleys letter to My
Ld President touching money
owed on the Maryland bills
To the Right Honourable the
Ld President
these most humbly present

The Memoriall of S^r^ Thomas Lawrence. p. 12

May it please yo^r^ Lords^ps^

S^r^ Thomas Lawrence having presented a memoriall to yo^r^ Lords^ps^ complaning that he apprehends that I have some intentions to lessen the Fees and perquisites belonging to his place of Secretary of Maryland, Yo^r^ Lords^ps^ have commanded my answer to it in obedience to which I answer that his apprehensions are groundless for that uppon his very early shewing me his temper by rasing disputes with me uppon these imaginary suggestions to himselfe I have toulde him that I am allmost as greate a strainger to the Fees and business of secretary of Maryland as himselfe but that the Fees now settled uppon him by act of Assembly shall and must be saife to him; and I doo further assure yo^r^ Lords^ps^ (for my owne sake) I will never breake in uppon any Law of that Collony to hurte S^r^

P. R. O. Maryland B. I. Vol. 2, B. F.

Thomas nor eney person else this I humbly hope will sattisfie yo$^{r}$ Lord$^{ps}$ that this trouble given by S$^{r}$ Thomas Lawrence is no better grounded then uppon imagination:

I am with all respect
My Lords
Yo$^{r}$ Lords$^{ps}$ most obedient and
most humble servant.
L Copley.

(Endorsed)
To S$^{r}$ Thomas Lawrence his
Memoriall
Read att the Committee December 11: 1691.

P. R. O. Col. Entry Book, Vol. 52. p. 226

Minute of the Committee for £500 to Coll: Copley out of the Maryland Bills.

At the Committee of Trade and Plantations
At the Councill Chamber at Whitehall
the 11$^{th}$ of December 1691.

Present.

Lord President. Master of the Rolls
M$^{r}$ Vice Chamberlain. Sir Henry Goodrick

His Majesty having thought fitt on the 15$^{th}$ of October last to declare his Pleasure in Councill that out of the proceed of the Bills remitted from the convention in Maryland for the sum̄e of one thousand and seventy pounds, sixteen shillings and two pence for one moiety of the last year's duty of two shillings per hoggshead and for the 14$^{d}$ per Tun in that Province, the sum̄e of six hundred pounds with such further sum̄e as should remain after the deduction of 14$^{d}$ per Tun. and one fourth part of the said moiety of the duty of two shillings per hoggshead for the buying of Armes and Amunition should be allowed unto Colonel Copley in consideration of his Attendance and expence relating to the Government of Maryland and in satisfaction of his salary untill Michaelmas last, as in the said order is more at large exprest. And the Lords of the Committee of Trade and Plantations having understood from M$^{r}$ Peter Paggen that in pursuance of his Majestie's said order of the 15$^{th}$ of October last and a subsequent warrant from the Right Hon$^{ble}$ the Lords Commissioners of the Treasury he is ready to deliver Bills to the Receiver Generall of the customes for the sum̄e of eight hundred pounds part of the said sum̄e of one thousand and seventy pounds sixteen shillings and twopence desiring that he may retain in his hands Bills for the remainder as paid by him to the Agents of Maryland by Order of the Convention of that Province And

in as much as their Lordshipps conceive it to be a matter fit to be further examined and setled and that Colonell Copley is immediately to go on Board the Convoys bound to Maryland. Their Lordshipps desire the Right Hon^ble^ the Lords Committee of the Treasury to give order that out of the said summe of eight hundred pounds for which M^r^ Paggen offers to deliver Bills to the Receiver Generall of the customes, the sume of Five hundred pounds be paid as soon as may be to Colonell Copley upon Accompt. or in part of such further sume as may be allotted to him according to the proposition intended by the said order of Councill. P. R. O. Col. Entry Book, Vol. 52.

Order for hearing Sir Thomas Lawrence and Coll: Copley. p. 234

At the Committee of Trade and Plantations
At the Councill Chamber at Whitehall
the 11^th^ of December 1691.

Upon Reading the answer of Coll: Copley to the memoriall of Sir Thomas Lawrence touching the Perquisits of the secretary's Office in Maryland, the Right Hon^ble^ the Lords of the Committee of Trade and Plantations Agree to examine the matter on Tuesday the 15^th^ of this instant December at Five of the Clock in the Afternoon of which Coll: Copley is to have notice to attend at that time.

Mem^d^

My Lord President is desired by the Lords of the Committee of Trade and Plantations to represent to His Majestie that upon a memoriall from Sir Thomas Lawrence Secretary of Maryland their Lordshipps humbly conceive that the nominating and appointing of the Clerks of the Ten County Courts in that Province does properly belong to their Majestie's secretary, And that those places ought not to be sold But that in consideration that the secretary is to give sufficient security for their good behaviour it may be fit that the secretary be allowed to receive yearly a Fee or Gratuity of the Tenth part of one years value and no more, of each place from such Clerks as shall be nominated by him the said value to be estimated by the Governor and Councill upon a Vacancy

Councill Chamber
the 15^th^ of December 1691.

Letter from the Committee to the Secretary of Maryland. P. R. O. Maryland B. I. Vol. 8.

11^th^ December 1691.

After our hearty Commendations, His Majesty having been graciously pleased by his Letters Patents under the Great

P. R. O. Maryland B. I. Vol. 8.

Seal of England to grant unto you the Office and Place of Secretary of their Majesty's Province of Maryland in America, These are in His Majesties name and by His express commands to direct and require you and the Secretary of their Majesty's said Province for the time being to send unto Us a particular Account of all things that shall pass or be transacted within your said Office of Secretary and Copies of such Lawes, Acts, of Government and publick Orders as shall be made from time to time together with Copies of the Iournalls of the Councill and of all such Papers as are or ought to be entred and registered within your said Office, to the end We whom His Majesty hath appointed a Committee of His Privy Councill for Trade and Foreign Plantations may be the better enabled to perform the Duty incumbent on us, which Accompts and Copies are to be transmitted by You unto Us, quarterly or at such times in the year as any opportunity shall Offer, As also Duplicates thereof by the next succeeding Conveyance.

And that you and others whom it may concern may at all times give due Obedience hereunto you are to make an Entry of this Our Letter in the Books belonging to your said Office of Secretary whereof you are not to fail And so we bid you Farewell.

From the Councill Chamber, Whitehall 11th Decr 1691

To Our Loving Friend,
Sir Thomas Lawrence,
Knt Secretary of their
Majties Province of
Maryland in
America.

Your Loving Friends
Carmarthen. P
Iohn Lowther
Hen: Powle
H. Goodricke.

Vol. 2, B. F. p. 17

To all whom it may Concern.

Decemb th 12 : 91.

Being desired by Sr Thomas Lawrence to declare if I know by whome the Clerks of the Countys places in Maryland are disposed of.

I doe say That I have ever heard & doe believe They are disposed of by the Secretary of the Province And that I doe knowe the Clerks of the Countys places in Virginia are & always have been disposed of by the Secretary of that Colony & not by the Governor.

Effingham.

(Endorsed)
Effinghams Appeal relating to the
Determination of the Clerk of the
ten County Courts in Maryland
Read 15 Dec. 1691
These For Sr Thomas Lawrence

Memd^m upon S^r Thomas Lawrence his Memoriall about the Clerks of the Ten Countie Courts.

P. R. O. Col. Entry Book, Vol. 52, p. 235

My Lord President is desired by the Lords of the Committee of Trade and Plantations to represent to His Majesty that upon a Memoriall from Sir Thomas Lawrence Secretary of Maryland Their Lordships humbly conceive that the nominating and appointing of the Clerks of the Ten County Courts in that Province does properly belong to their Majestys Secretary and that those places ought not to be sold. But that in consideration that the Secretary is to give sufficient Security for their good behaviour it may be fit that the Secretary be allowed to receive yearly a Fee or Gratuity of the Tenth part of one years value and no more of each place from such Clerks as shall be nominated by him the said value to be estimated by the Governor and Councill upon a vacancy.

Councill Chamber
the 15^th of Decem^b 1691.

To the Kings most Excellent Ma^tie
The Humble Petition of Charles Lord Baltemore

P. R. O. Maryland B. I. Vol. 2, B. F. p. 19

Sheweth.

That your Petitioner hath not received the one shilling Impost and Port dutys of the Commanders of such shipps and Vessells as Traded in the Province of Maryland the yeares 1689, and 1690, although by your Ma^ties Royall Letter of the first of February 1689, and since that by an Order of her Ma^tie in Councill bearing date the 26 of February 1690 Your Petitioner had Leave to Receive the same, and your Petitioner having now no Hopes left him of Receiving it of the severall Commanders before their Return for Maryland.

Your Petitioner therefore most Humbly prays your Ma^ties Order that the severall Commanders and Masters of shipps and Vessells who did not pay to your Petitioner the one shilling Impost and Port dutys for those two yeares past may not at their Return at any time to Maryland, be cleared there, Untill they shall have first satisfied unto your Petitioners Agents there the one shilling Impost and Port dutys for the said two yeares last past as well as for the time to come.

and your Petitioner shall &c.

(Endorsed)
Lord Baltemores Petition
Recd 16 Dec 1691.

P. R. O. Maryland B. I. Vol. 2, B. F. p. 20

Coll Copley's letter touching a Comission of Inquiry.

Saturday Decem^ber^ 26. 1691.

S^r^

M^r^ Guilliam sente me worde this morning that M^r^ Attorney can give no directions for the comision of inquirey without a signed order of Councill a verball one not being sufficient: I desire you will move my Lord President att Councill this evening that an Order may be had and I desire M^r^ Aron Smith their Maj^tys^ solicitor in these causes may pass the comision it will cost a greate deale of money but is greatly to their Maj^ties^ service M^r^ Attorney must have the Areticles preferd by the Cuntree against my Lord Baltemore that he may see what Breaches to Assigne: and how to direct the inquiry I desire you will order Cap^t^ Harris to bring you the greate and small seale I will wait on you tomorrow in the meane time I am

with respect
S^r^ Yo^r^ humble servant
L Copley.

(Endorsed)
Coll Copleys letter touching a
Commission of Inquiry
For Will^m^ Blathwaite Esq^re^
there Maj^ties^ Secretary of Warr.

P. R. O. Col. Entry Book, Vol. 52, p. 228

Order for M^r^ Paggen's Bills for £248 2^s^ 6^d^ to be delivered to the Treasury.

At the Court at Whitehall 7^th^ of Ian^ry^ 1691/2

Present

The King's most excellent Majesty in Councill.

Whereas Peter Paggen merchant trading to Maryland did this day inform the Board that he had received Bills made payable to him by order of the Convention of Maryland drawn by severall Masters of ships in those parts, upon their Correspondents in England, amounting to the sume of two hundred and forty eight pounds two shillings and sixpence being in discharge of so much of one moyety of the duty of two shillings per hoggshead and of the Port duties payable in Maryland. It is this day ordered in Councill that the Right Hon^ble^ the Lords Commissioners of the Treasury do give directions to the said Peter Paggen to deliver over the aforesaid Bills to the Receiver Generall of their Majesty's Customes endorsed by him as for their Majesty's service relating to the Government of Maryland in order to be presented to the severall

merchants concerned and disposed of by their Lordships according to the Acts of Maryland in that behalf. P. R. O. Col. Entry Book, Vol. 52.

At the Court at Whitehall
The 7th of January 1691
Present
The Kings most Excellent Majesty
in Councill

P. R. O. Am. & W. Ind. Vol. 27.

Whereas Peter Paggen Merchant trading to Maryland did this day inform the Board that he had received Bills made payable to him by Order of the Convention of Maryland, drawn by severall Masters of ships in those parts, upon their Correspondents in England amounting to the sum of £248 2s 6d being in discharge of so much of one moyety of the duty of two shillings per Hogshead, and of the Port Dutys payable in Maryland, It is this day ordered in Councill that the Right Honble the Lords Commrs of the Treasury do give directions to the said Peter Paggen to deliver over the aforesaid Bills to the Receiver Generall of their Majesty's Customes endorsed for him as by their Majesty's service relating to the Government of Maryland in order to be presented to the severall Merchants concerned and disposed of by their Lordships according to the Acts of Maryland in that behalfe.

a true Copy
John Povey.

Sr Thomas Lawrence's Memoriall
abt Seale.

P. R. O. Maryland B. I. Vol. 2, B. F. p. 21

Whereas in the Office of the secretary of the Province of Maryland in America (which office it hath pleased their Maiesty to conferr upon Sr Thomas Lawrence) There hath been alwaies used a lesser seal or signet in confirmation of certain writts and orders isshuing forth of the said Office

And whereas no such seal or signet is yet ordered or appointed since The grant of That Place to Sr Thomas Lawrence He doth therefore humbly Represent that Matter to this Honorable Board and attend what order your Lordships shall make in it to be observed by

Your Lordships humble Petetioner
Thomas Laurence

It is likewise humbly pray'd
in behalfe of the ten county
courts of the said Province that
so many seals may be appointed
them to signe the kings writs isshuable out of the said Courts.

P. R. O. Maryland B. I. Vol. 2, B. F.

(Endorsed)
S[r] Thomas Laurence's Mem[ll]
ab[t] seale

Vol. 8.

Warrant for the Maryland Seale

7[th] Ianuary 1691.

To our Trusty and welbeloved Lionel Copley Esq[re], Our Captain Generall and Governor in Chief in and over our Province and Territory of Maryland in America. You will herewith receive a Seal, which we have thought fit to appoint for the use of Our Province of Maryland, the same being Engraven on the one side with our Royall Arms, with the Garter, Crowne, Supporters and Motto, and this Inscription round the circumference Gulielmus 3[d] et Maria 2[d] Dei Gratia Maj: Brit: Fran: et Hiber Rex et Regina Fidei Defensoris etc. There being on the other side our Royall Cypher crowned and this inscription round the circumference, Sigillum Provincie de Maryland in America, which seal we do hereby authorize and direct to be used in sealing all Patents and Grants and all publick Acts and Instruments which shall be made and passed in our Name for our service within our said Province and that it be to all intents and purposes of the same force and Validity as any former Seal within our said Province or as any other seal whatsoever appointed for the use of any of our Plantations in America is or hath been And we bid you Farewell.

From our Court at Whitehall the seaventh of Ianuary 1691. In the third year of our Reign

By His Majesty's Command
Nottingham

P. R. O. Maryland B. I. Vol. 2, B. F. p. 23

M Abington's Receipt for the Maryland seale.

14 Ian[ry] 1691/2.

Received then of William Blathwayt Esq[re] a Large double seal of silver appointed for the Publick use of the Governor of Maryland which I promise to take care that same be safely conveyed to Coll. Copley Govern[r], cheif of that Province or in his absence from the Governm[t] to the Councill there

p. Cha: Abington

(Endorsed)
M[r] Abington's Receipt for the
Maryland seale
Mem[dn]
the Warr[t] was delivered
to M[r] Abington the same
day.

P. R. O.
Am. & W.
Ind.
Vol. 27.

At the Court at Whitehall
the 9th of February 1692

Present
The Kings most Excellent Majesty
in Councill.

Upon reading this day at the Board the humble Petition of Charles Lord Baltemore Praying His Majesty's positive Commands to Colonel Copley Governor of Maryland to suffer the Petitioners Collectors to receive the Port Dutys or Anchorage money as formerly according to two several letters from His Majesty and an Order of this Board in that behalf. It is ordered by His Majesty in Councill, that the consideration of the Petitioners request be referred to the Right Honorable the Lords of the Committee for Trade and Plantations, who are to report their opinion thereupon to this Board, that such Order may be given therein, as shall be found requisite.

a true Copy.

John Povey.

At the Court at Whitehall
the 16th of February 1692.

Present
The Lords of His Majesty's most Honble
Privy Councill

Upon the Representation of the Right Honble the Lords of the Committee of Trade & Plantations this day made at the Board, It was ordered in Councill that the sum of five hundred pounds out of their Majesty's Revenue arising by quit rents in Virginia, and the sum of two hundred and fifty pounds out of the Public Revenue of their Majesty's Province of Maryland be sent to the Governor of New York for their Majesty's service in providing for the defence and security of that Province against the French in those parts. And the Right Honble the Lords Commissioners of the Treasury are desired to take care, that His Majesty's Pleasure be signifyed accordingly.

a true Copy.

John Povey.

Commission to Captain Nicholson Lieutenant Governor of Maryland. 24th Febry 1691/2.

P. R. O.
Maryland
B. I. Vol. 8.

William and Mary by the Grace of God King and Queen of England, Scotland, France and Ireland, Defenders of the Faith etc, To Our Trusty and Welbeloved Captain Francis Nicholson Our Lieutenant Governor of Our Colony and Dominion of Virginia in America, Greeting, Whereas by our

P. R. O. Maryland B. I. Vol. 8. Commission under Our Great Seal of England bearing date the twenty seventh day of Iune in the third year of our Reign we thought fit to constitute and Appoint Our Trusty and Welbeloved Lionel Copley Esq^re^ Our Captain General and Governor in Chief in and over our Province and Territory of Maryland in America, And whereas we repose especiall Trust and Confidence in your Loyalty, Courage and Circumspection, We do by these Presents constitute and appoint you to be Our Lieutenant Governor of Our said Province and Territory of Maryland, To have, hold exercise and enjoy the said Place and Office for and during our Pleasure, with all Rights Priviledges and Proffits, Perquisites and Advantages to the same belonging or appertaining, And in case of the death or absence of the said Lionel Copley, We do hereby authorize and require you to execute and performe all and singular the Powers and directions contained in our said Commission to Lionel Copley Esq^re^ and such Instructions as we have already or hereafter shall from time to time send unto him, And you are to observe and follow such Orders and Directions as you will receive from us, the said Lionel Copley or any other our Chief Governor of our said Province and Territory of Maryland for the time being, during his residence within the same, And we hereby command all and singular Our Officers, Ministers and Loving Subjects of Our said Province and Territory and others whom it may concern to take due notice hereof and to give their ready Obedience accordingly. Given at our Court at Kensington the 24^th^ day of February 1691/2 in the Fourth Year of our Reign.

By His Majesty's Commands
Nottingham.

Sir Edmond Andros to be Commander in Chief of Maryland.

3^rd^ March 1691/2.

William and Mary by the Grace of God King and Queen of England, Scotland, France and Ireland, Defenders of the Faith etc, To Our Trusty and Welbeloved Sir Edmond Andros Knt. Our Lieutenant and Governor Generall of Our Colony and Dominion of Virginia in America. Greeting. Whereas by our Commission under the Great Seal of England bearing date the Twenty seaventh day of Iune in the third year of our Reign, we have thought fit to constitute and appoint Our Trusty and Welbeloved Lionel Copley Esq^re^ our Captain Generall and Governor in Chief in and over Our Province and Territory of Maryland in America. And whereas by Our Commission under Our Signet and Sign Manuall, We have appointed our Trusty and Welbeloved Captain Francis Nicholson to be our Lieutenant Governor of Our said Province

and Territory. We reposing especiall Trust and Confidence in your Loyalty Courage and circumspection, do by these Presents constitute and appoint you the said Sir Edmond Andros, upon the death of the said Captain Francis Nicholson and in the absence of the said Colonel Lionel Copley to be Commander in Chief in and over our said Province and Territory of Maryland. To have, hold exercise and enjoy the Office and Place of Commander in Chief of Our said Province and Territory of Maryland, for and during Our Pleasure, with all the Rights Priviledges and Profits and Advantages to the same belonging and appertaining in case of the death of the said Captain Francis Nicholson and absence of the Colonel Lionel Copley as aforesaid with full power and authority to execute and perform all and singular the Powers and directions contained in our said commissions to the said Colonel Lionel Copley and such Instructions as we have already or shall hereafter from time to time send to him. And we hereby command all and singular our Officers, Ministers and Loving Subjects of our said Province and Territory and all others whom it may concern, to take due notice hereof and to give their ready Obedience accordingly. Given at Our Court at Kensington the third day of March 1691/2 In the fourth year of our Reign.

P. R. O. Maryland B. I. Vol. 8.

By His Majesty's Commands
Nottingham.

# PROCEEDINGS

OF THE

# COUNCIL OF MARYLAND.

CHARLES CALVERT, LORD BALTIMORE,
*Proprietary.*

LIONEL COPLEY,
*Governor.*

1692–1694.

At a Council held at the City of S[t] Marys in the Province of Maryland the 6[th] Day of April in the fourth Year of the Reign of Our Sovereign Lord and Lady King William and Queen Mary &c Annoq Domini 1692 Liber K. p. 1

Present

His Excellency Lionel Copley Esq[r] their Majesties Governor

The Hon[ble]

Coll Henry Jowles, Capt[n] Nehe: Blakiston, Thomas Tench Esq[r] — Capt: John Addison, Capt: John Courts — Of their Maj[ties] Council

His Excellency produces to the Board here their Maj[ties] Commission to him for the Government of this Province, together with his Jnstructions which were openly read, and thereupon the Oaths appointed by Act of Parliament to be taken instead of the Oaths of Allegiance and Supremacy also the Oaths of Chief Governor, and of their Majestys privy Council within this Province were in due form administred unto him

The said Oaths appointed by Act of Parliament, and that of a Privy Councillor were also administred to and taken by Col Henry Jowles, Capt[n] Nehemiah Blakiston, Thomas Tench Esq[r] Capt[n] John Addison and Capt[n] John Courts distinctly and severally in their due places according to form, and they take their Places at the Board accordingly John LLewellin sworn Clerke

Proposed by his Excellency and he demands of the Board their Opinion touching the Provincial Court, and what Necessity of holding the same at the time appointed very near at hand, which being duely and maturely considered It is advised and resolved that the Court do meet and sit at the time appointed, and from thence adjourn to the next Day after, by which Time new Commissions may be prepared by Virtue whereof they may the more regularly proceed, to the hearing and determining of all Matters relating to the Crown first, and then to other Actions ready and fit for Tryal

Taken under Consideration the Case and Condition of William Burley and George Mason Prisoners convict and under Sentence of Condemnation for the Murther of M[r] John p. 2

Liber K. Payne late their Majesties Collector for Patuxent District; Resolved that their Execution be yet further suspended and deferred, until Major Nicholas Sewall shall be first brought to his Tryal or Examination, and both represented to their Majesties to know their Pleasure therein

And as to one other Prisoner named Lewis a Mulatto convict for breaking open a House Chest &c and stealing from thence several Goods &c for which he also lyes under a Sentence of Death, Resolved also that his Execution be at present suspended and referred to further Consideration, until such Time as the Attorney General may have throughly perused and considered the Indictments and other Process against him, as by this Board he is commanded to do, and make Report thereof so soon as conveniently may be

At a Council held as before April the
6th Anno Domini 1692

Present as before
together with Thomas Brooke Esqr One Other of their Majesties Council nominated and appointed

The Oaths appointed by Act of Parliament as also that of a Privy Councillor to their Majesties within this Province were in due form administred unto and taken by the said Thomas Brooke Esqr and he took his Place at the Board accordingly

At a Council held at the City of St Marys
the Eighth Day of April 1692

Present
His Excellency the Governor

The honble

| | | |
|---|---|---|
| Col Henry Iowles | Captn John Addison | Councls |
| Capt: Neh: Blakiston | Capt. John Court | |
| Thomas Tench Esqe | Thomas Brooke Esqr | |

p. 3 Col Charles Hutchins also One other of their Majesties Council nominated and appointed also made his Appearance here this Day

He hath administred unto him the Oaths appointed by Act of Parliamt to be taken instead of the Oaths of Allegiance and Supremacy as also that of a Privy Councillor within this Province, and took his Place at the board

Was read a Commission passed under the Seal the 6th Instant for the Provincial Court whereby was constituted and

appointed His Excy Lionel Copley Esqe Chief Justice, and Liber K.
Captn Nehemiah Blakistone, Col Henry Iowles, Col George Robotham, Maj. Nicholas Greenberry, Thoms Tench, Maj. Robert King, Doctor John Brooke Mr John Addison and Mr Robert Mason Justices of the said Court

Major James Smalwood of Charles County a near Neighbour unto and well acquainted with most or all of the Indians in the said County is called in, and hath intimated unto him that his Excy pursuant to his Majestys Instructions and according to former Articles with sd Indians is desirous to have some Conference with them, in Order to the renewing ratifying and confirming their antient League and Peace with the English, to which End and Purpose the said Major Smalwood is desired and hereby required to acquaint the Great Men of the several Nations of the said Jndians with his Excys Arrival here, and that they will give him a Meeting at St Marys on the tenth Day of May next the time appointed for convening the General Assembly of this Province; and that the said Major Smalwood for the better Dispatch and Expedition in the Premises be authorised and empowered by Warrant from this Board to press Horse or horses, as Occasion shall require

Presented to the Board and ordered to be read Major Sewalls Petition to the King in Council and the Order of Council thereon passed the 19th day of November Anno Domini 1691 as follows (Vizt)

To the Kings most Excellent Majesty
The humble Petition of Nicholas Sewall

Sheweth

That Your Petitioner some time in October 1689 after the p. 4
Turn of Government in Maryland, being with several Persons of that Province forced by the violent Proceedings of some Persons there to fly for their Security to the Colony of Virginia, from which Place on the 28th of Decemb following Your Petitioner was necessitated to return privately in a small Vessel of his own to his Plantation in Maryland, in order to take some Provisions for his Support in Virginia; It happened that whilst your Petitioner was at his own house with his Wife and Family, One Mr John Payne formerly a Comptroller under King James having Notice that your Petr was returned from Virginia did on the third of Ianuary 1689 with several armed Men at an unseasonable time of Night come to seize your Petitrs Vessel then riding at an Anchor in Patuxent River, but the Persons who had Charge of your Petitioners Vessel being unwilling to suffer the said Payne to come on board with the force he brought with him they at the same time

Liber K. offering them four or five of his Company should come on board provided they came thither with no other Design than to search as a Collector or Comptroler ought to doe; Your Petitioner having left with the Persons on board a Pass or Permit given by One of Your Majestys Collectors in Virginia which the said Payne might have seen, the same being offered him, but he resolving to take and seize the said Vessel, Guns were fired immediately on both sides, and the said Pain was killed, and two of the Persons on board the Vessel very dangerously wounded; sometime after this the Persons belonging to Your Petitioners Vessel were brought to a Tryal, and Three of them condemned, and (as Your Petr is informed) One of the three by Name Iohn Woodcock is executed, and Execution of the Other Two only deferred until Your Majesty's Pleasure shall be known therein; the Grand Jury there having found the Bill against Your Petitioner notwithstanding he was at the time of the said Action in his Bed at his own Plantation, as Mr John Coode and Mr Kenelm Cheseldyne Agents from the Convention in Maryland can testify if thereunto required by Your Majesty

p. 5

Your Petitioner therefore most humbly prayeth your Majesty that since there has been already One Person executed for the Death of the said Paine Your Majesty will extend your Grace and Mercy to the Other Two, and that likewise since the heats and Differences in Maryland are grown to that height now that your Petitioner without Your Majestys Especial Grace and Protection cannot hope to return and live peaceably with his Wife and Children, who are daily great Sufferers by Your Petitioners Absence from them & his Estate, that therefore Your Majesty would be graciously pleased to give your Protectn to Your Petitioner that so he may be assured to live quietly with his Wife and Family there

And Your Petr as in Duty bound shall ever pray &c

A true Copy
signed William Blathwayt

At the Court at Whitehall the 19th of November 1691

Present
The Kings Most Excellent Majesty in Council

Upon reading the Petition of Nicholas Sewall, seting forth that being necessitated to return from Virginia to his own Plantation in Maryland, One Mr John Paine Comptroller under his late Majty King James did on the third of Ianuary 1689

with several armed Men at an unseasonable time of the Night Liber K.
come to seize the Petitioners Vessel then riding at Anchor in
Patuxent River, whereupon Guns were fired on both sides, &
the said Paine was killed; that some time after the Persons
belonging to the Petitioners Vessel were brought to a Tryal,
and three of them condemned, whereof One named John
Woodcock was executed, & the Execution of the Other Two
deferred till his Majestys Pleasure were signifyed concerning
them; that the Grand Jury found the Bill against the Petitioner
although he was in Bed at his own Plantation at the time of
the said Action; wherefore humbly praying his Majesty to
extend his Grace and Mercy to the said two condemned Men,
and also Protection for himself to return, and live peaceably at p. 6
home as in the Petition annext is at large set forth; Jt is this
Day Ordered by his Majesty in Council that it be, and it is
hereby referred to Col Copley their Majesties Governor of
Maryland and the Council there to examine the Matter of
the said Petition, and to report to this Board how they find
the same whereupon his Majesty will declare his further
Pleasure

William Blathwayt

His Excellency the Governor requireth the Advice and Opinion of this Board in Relation to the Premises, upon due Consideration whereof Jt is advised and their Opinion is that the Tryal of Major Nicholas Sewall appointed and intended to be at the next Provincial Court be suspended, and that Examination be had of the whole matter, and all former Proceedings therein; and fully represented from hence to his Majesty together with Copys of all Process Depositions Evidences and Proofs thereunto relating, likewise that Execution of the Other two Persons condemned be suspended till his Majestys Pleasure therein shall be further known, and that in the mean time or until further Order the said Sewall remain in Custody under a Guard of One Person at a time, at his own house as hitherto he hath done

A Petition preferred to this Board by Col Henry Darnall containing several Articles and Proposals of Demand &c read and is committed to the Perusal and Consideration of the Attorney Gen[l] together with the Clerk of the Council to be reported to this Board to Morrow

Moved by his Excellency, and the Opinion of this Board is demanded, concerning the Permission of severall Ships now ready to sail, whether Liberty may be given to such, in Consideration that two of them are of considerable force, and have Letters of Mart, and do accept and undertake to convoy and conduct the rest making a considerable Fleet, whether such

Liber K. Ships may be permitted to sail safely without Breach of Orders; Whereupon was desired to be perused his Excellencys Instructions in that Point, which being accordingly pro-
p. 7 duced and read, Jt is from thence concluded and resolved; that no Ships or Vessels bound for Europe may or ought to be cleared or permitted to set Sail from hence until the Arrival of their Majesties Convoy designed hither to conduct them homewards

The Attorney General pursuant to a former Order of this Board the 4th Instant makes Report that having perused and thoroughly considered the Indictment and whole Process against Lewis a Mulatto Prisoner convict and condemned for Burglary finds the Charge to be mean, and but for a very small Matter

Whereupon the Advice and Opinion of this Board in that matter being demanded, Jt is advised resolved and ordered that the said Mulatto remain in Custody of the Sheriff of St Marys County until the first safe convenient Opportunity shall present for his Transportation, and then to be transported to some Other of their Majestys Plantations as an Exile and there to be sold and disposed off to the most Advantage, and Returns thereof to be made to the said Sheriff for the Satisfaction and Discharge of the Charges accruing by his Imprisonment

At a Council held at St Marys 9th April 1692

Present

His Excellency the Governor

The Honble

| | | |
|---|---|---|
| Col Henry Iowles | Captn John Addison | Of the Council |
| Col Nehem: Blakiston | Captn Iohn Courts | |
| Col Charles Hutchins | Thomas Brooke Esqe | |
| Thomas Tench Esqe | | |

Col George Robotham One of their Majesties privy Council nominated and appointed makes his Appearance hath administred to him the usual Oaths and takes his Place at the Board accordingly.

Col Henry Darnals Petition read yesterday, produced here again this Day, the Attorney General consulted, the Opinion of the Board thereon demanded, is accordingly declared and resolved as follows

That the several Particulars in the Petition named are not properly cognizable here at this Board, but to be decided by an Assembly to whom the farther Consideration thereof is
p. 8 referred, and in the meantime such Privilege as his Majesty

hath been pleased to express in his Letter the same shall in all Liber K.
Points be duely complyed with, and all dutiful Obedience thereunto readily yielded: Jt is also granted that his Lordships two houses & Plantations of Mattapony and Notley Hall be delivered into the Custody and Possession of Col Darnal for his Lordships Use, and that he be permitted quietly and peaceably to collect the Moiety of the Two Shillings p hhd Impost, and the 14d p Ton Port Duties, according to his Majestys Directions and the Order of the Committee of this Province thereupon passed; that for the fines forfeitures and Amerciaments Waifs Strays &c, it seeming to this Board that the same were given and did belong to his Lordships Quatenus Governor for the Support of Government only, and not as Lord of the Soil, this Board think not fit to answer the Request of the Petitioner in that Point, but referr the same wholly to the Consideration of next Assembly: And as to his Complaint concerning his Negro Woman set free by the County Court of St Marys County, the same having passed the Judicial Cognizance and Censure of the said Court, this Board does not think it proper to intermeddle therewith, but leave him to his Remedy at Law if he have been aggrieved: Lastly as to his Request to his Excellv concerning his Bonds passed for the good Behaviour, and his forthcoming to answer, what shall be objected against him, when required, the same is thought fit to be continued, until such time as he shall be thereunto called

A Petition preferred to his Excellency by Major Nicholas Sewall as follows Vizt

To His Excellency the Captain General
The humble Petition of Nicholas Sewall
Most humbly Sheweth

That your Petitioner by his long Absence from his habitation hath much suffered in his Estate, and since his Arrival here hath found his Concerns both at home and abroad in much Disorder and Confusion, which by Reason of his present Con- p. 9
finemt he is utterly incapable of reducing to any better Order or Method, and hath no Other Prospect than perfect Ruin, unless relieved by your Excellencys Grace and Favor towards him, in extending the Arms of your Mercy, and admitting him to such Bail as Your Excellency shall think fit to require, which he is most ready to produce, as also for his future good Abearance and Comportment under the Liberty Your Excellency shall vouchsafe to afford him, and with such restrictions and Limitations, as You shall please to direct, so that he may be in any Measure enabled to look after and take Care of such Estate as it hath pleased God to bestow on him for the necessary Support and Maintenance of himself his Wife and Family,

Liber K. assuring Your Excellency that as he hath hitherto since his Arrival well and submissively behaved himself to this their Majesties Government so he will take all due Care imaginable to preserve and keep himself in the like due Order and Decorum; and for such Your Excellencys Clemency, Your Petitioner himself his Wife and Children as in Duty bound shall ever pray &c

The Attorney General called and his Opinion demanded concerning the Premises whether or no the Petitioner under his present Circumstances be bailable

He craves Time to consult and consider thereof till to morrow, and then will deliver his Opinion therein to his Excellency

Mr Attorney General, Mr Kenelm Cheseldyne, and the Clerk of the Council, together with Mr Claybourne Lomax of Charles County are nominated and hereby appointed to peruse and revise the Body of the Laws of this Province, and to report to this Board what necessary Amendments or Alterations they think fit and convenient to be made therein, to the End the same may be recommended to the Consideration of the next Assembly

Dem. Col Henry Darnall at his Request is admitted in and further prays the Result and Answer of this Board to his Demands of having delivered to him his Lordships Bills and Bonds passed for the takeing up of Lands in this Province, now in Custody of the Clerk of the Council by Order of the Committee, and also for the Delivery up to him of the Records of Lands for the better enabling him to calculate and collect his Lordps Rents &c

Ani. As for the Bonds &c they having been passed for taking
p. 10 up of Lands upon the Conditions of Plantations, and those Conditions not complyed with on his Lordships Part, it seems not reasonable to this Board, that the Bonds should be delivered at present, but referr the same to the Consideration of the Assembly: And as for the Records of the Land Office, Jt is thought fit that they be and remain in the Office, for the Satisfaction and Recourse of the Good People of this Province thereto who are therein interested & concerned till the Meeting of the Assembly and their Opinion consulted therein—

Memorandum together with Col Darnals Petition before mentioned was produced and read at the same time therewith his Majesty's Letter of the 12th November last past as follows (Vizt)

William R:

Trusty and Welbeloved We greet You well, Whereas Our

Right trusty and welbeloved Charles Lord Baltemore hath by his humble Petition represented unto Us, that he has not received any Benefit of Our Royal Letter of the first of February 1689 nor of an Order of Council of the 26th of february 1690 both which gave him Liberty by his Agents in Maryland to collect his Revenues and Duties there, that he is informed from his Agents there, that by Reason of their long Confinements and other hardships in that Province, they were rendered altogether incapable of acting for him, whereby he has received no Returns from thence this last shiping; We have thought fit upon Consideration thereof, and at the humble Request of the said Charles Lord Baltemore hereby to signify Our Will and Pleasure to You, that You do take Care and give strict Orders as there shall be Occasion, that Henry Darnall Gent who for several Years has been the Petitioners Agent and Receiver in Maryland, as also such Person or Persons as the said Henry Darnall shall appoint may be permitted to live peaceably, and quietly, and to act as formerly in receiving the said Charles Lord Baltimores Dues & Revenues in that Province, and Our further Pleasure is that No Ships or Vessels be cleared in Maryland before the said Lord Baltemore's Agent and Receiver General shall have received his Dues from the Shiping there, they behaving themselves peaceably, and with due Submission to Our Government, And for so doing this shall be your Warrant And so We bid You farewell Given at Our Court at Whitehall the 12th Day of November 1691 in the third Year of Our Reign

Liber K.

p. 11

By his Majestys Command
Nottingham

To Our trusty and welbeloved
Lionel Copley Esqr Captn Genl and
Govr in Chief in & over Our Province of Maryland in America, and
to Our chief Govr or Govrs there for
the time being—

At a Council held at St Marys the 11th of April 1692

Present
His Excellency the Governor

The honble
Col Henry Iowles
Col Neh: Blakiston
Col George Robotham
Col Charles Hutchins
Thomas Tench Esqe
} Councillors

His Excellency by and with the Consent and Advice of the Board, and also the Opinion of the Attorney General therein demanded and given in favour of Rebecca Saunders convict

Liber K. and condemned for the murthering of her Bastard Child, though upon very slender and no positive Evidence appearing against her at the Tryal, is pleased, and Jt is thought fit and resolved that she be reprieved, and her Execution suspended until the next Provincial Court

The like Order passed in favour of One John Olton a Taylor convict and under Sentence of Death for Murder

Ordered that Lewis the Mulatto Convict be safely conveyed by the Sheriff of S$^{t}$ Marys County in whose Custody he now is into the hands & Possession of Captain Robert Mansell bound for Barbadoes by him to be sold and disposed of there to the most Advantage and an Account thereof to be duely rendered to the said Sheriff together with the Effects, to such Uses as shall be therein directed and appointed, and Order accordingly was drawn up and delivered to the Sheriff as follows Viz$^{t}$

By his Excellency the Governor and Council

Whereas Lewis Rennals a Convict Prisoner in your Custody hath received Judgment to suffer Death, but his Excellency being willing to shew Mercy to him, Transportation is granted; Jt is
p. 12 therefore ordered and hereby commanded, that forthwith You cause the Body of the said Lewis Rennals under your safe and secure Conduct to be conveyed from your Prison and put on board the Ship Orion and Ann now rideing in Patuxent River Rob$^{t}$ Mansell Commander in Order to his Transportation to the Island of Barbadoes or to be delivered to the said Mansell in any other Port or Place or to his Order to be transported as aforesaid he the said Robert Mansell giving such Receipt together with Obligation for the Disposal of the said Lewis Rennals to the best Advantage he can, and to make Returns according to such Instructions and Orders as he shall receive from his Excellency the Governor Given at the Council Chamber the 11$^{th}$ Day of April in the 4th Year of their Majesties Reign &c Annoq Domini 1692

Signed p Order I: L: Cl Concil

To the high Sheriff of
S$^{t}$ Marys County

These

The Attorney General pursuant to a former Order of this Board makes Report and delivers his Opinion to the Board in the Case of Major Nicholas Sewall, and having considered and fully consulted the same, and the several Circumstances thereof saith that he is bailable thereupon Ordered that the said Major Nicholas Sewall enter into bond of five hundred Pounds Sterling with two good and sufficient Sureties for his good Aberance and forth coming to answer &c: when &c:

and to produce and deliver the same to his Excellency with all Speed Liber K.

To the sacred Maj^ties^ of William & Mary by the grace of God King and Queene of England Scotland France & Ireland Defend^rs^ of the faith &ca P. R. O. Maryland B. I. Vol. 2, B. F. p. 39

The Humble Address of

Your Maj^ties^ Councill, and the rest of your most Loyall Subjects the Inhabitants and Freemen of your Maj^ties^ Province of Maryland mett by their Representatives in a Generall Assembly

Gracious & Dread Sover^ns^

The due sense and acknowledgemt of those great blessings it hath pleased Almighty God to bestow on us in redeeming us from the arbitary will and pleasure of a Tyrannical Popish Governmt (under which Wee have soe long groaned) leads us to render and pay unto y^r^ Maj^ties^ (as the onely Instruments and Authors under God thereof) the just tribute of our most humble and hearty thanks for the same More Especially for that your Maj^ties^ have graciously vouchsafed to incline your sacred eares to the hearing and granting of our humble Petitions and former addresses to your Maj^ties^ by takeing and receiving us into your immediate care and protection and to that end sending amongst us a Protestant Governo^r^ of whose Loyalty candour and integrity as your Maj^ties^ have had good Experience, soe that small time he hath been amongst us gives us that assurances as most humbly and sincerely to bless and praize Almighty God, and give your Maj^ties^ our cordiall thankes therefore rendring us thereby true Englishmen and good subjects immediately to the Crown of England our Native Countrey and you our Lawfull and Leige Sover^ns^ the rightfull and undoubted Possessors thereof.

The Great God of heaven that of his great mercy hath placed you on the throne of your Royall Ancestors and soe miraculously preserved you therein (notwithstanding the many fatigues and malice of your Enemies) still prosper conduct and guide your Maj^ties^ throughout the whole course of your lives and in your glorious Enterprises & undertakeings succeed you is and Shall be the constant fervent and incessant prayer of Your Maj^ties^ most thankfull Dutifull and Obedient Loyall Subject & Servants

Thomas Tench
Iohn Addison
Tho: Brooke
Char Hutchins
David Browne
Iohn Courts
Ne^a^ Blakiston
Hen Jowles
Nicholas Greenbury
Geo Robotham.

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| | | |
|---|---|---|
| Kenelm Cheseldyn Speakr. | | Wm Finney |
| Ed Wynne | Tho: Greenfeild | Hugh Sherwood |
| Robt Mason | Thº Tasker | Rob: Smith |
| Ioⁿ Cambell | Inº Bigger | Wm Whittington |
| Philip Clerke | Henry Mitchell | Henry Trippe |
| Io: Watson | Henory Hawkins | Iohn Brooke |
| Will: Harris | William Dent | Edward Pindar |
| Hans Hanson | Iames Smallwood | Tho: Sewalle |
| Elias King | Philip Hopkins | Ed. Iones. |
| Samuel Wheeler | George Ashman | |
| Ioⁿ Hammond | Edw Boothby | |
| Henry Ridgly | Thomas Stalyn | |
| Iames Sanders | Francis Watkins | |

(Endorsed)
An Addresse of thankes to their Maties for sending a protestant Governor signed by all the Members of the Generall Assembly Presented by Ld Presidt at the Cabinet Councill the 20th of Iune 1692.
Entr. in Maryland B V D. 2d Feb 53.

B. G. p. 18

M. Randolph to Coll: Copley.

Iames Citty April 13th 1692.

May itt please your Excellency.

Nothing after my tedious voyage att sea more revived me than the good news of your Excellencies safe arrivall upon the American shore and since that of your health and well being at St Maries the Lords of their Majties Treasury have been pleased to assent and confirm me in the office of deputy Auditor of their Majties province in Maryland in which and in all other Matters I am concerned I shall be ready to serve your interest I inclose a list of ships which I extracted from severall letters sent from the custom house to Lt Governor Nicholson which may be of use to you Your Excellency has likewise a note of severall perquisites which belong to the Governor of this Province I intended to send your Excellency the Law made here for laying 4d upon every gallon of liquor imported here from the West Indies and 2d upon every gallon to be paid by such of the Inhabitants as are the Importers in Vessels belonging to the Country which if your Excellency can get past will be a great service to the Crown

I likewise present your Excellency with a book of rates in which yr Excellȳ is directed to take an oath for the due observance of the Acts of Trade as far as yr Excellȳ is con-

cerned under the penalty of 1000$^{l}$ etc$^{a}$ I am sure y$^{r}$ Excell$^{y}$ will take that Oath and give noe advantage to your enemies in that or any other like respect I hear Coll Diggs (my Countryman) is coming to wait upon y$^{r}$ Excell$^{y}$ and before I saw your Gent. from you I intended to get a passage with him and since would have leave presently but we have a Tryall of a Scotch Vessel seized by the L$^{t}$ Gov$^{r}$ himself and he would have me present to examine the Coquets I long to be at St Maries though I shall make very little stay in regard I am directed to make my survey here first I know there is a great deal to doe in your parts, especially in the Eastern Country adjoyning to Newcastle I desire your Excell$^{y}$ to proceed quietly till you can have a fair blow att them I hear there are some officers who have not done their dutys I referr your Excell$^{y}$ to severall letters which M$^{r}$ Harpin brings L$^{t}$ Governor Nicholson is very zealous for their Maj$^{ties}$ interest I will not detain your Excell$^{y}$ reserving very much to discourse when I have an opportunity to wait upon you in Maryland with my hearty good wishes for y$^{r}$ Excell$^{y}$ prosperity and happiness in your Governmt

P. R. O. Maryland B. I. Vol. 2, B. G.

I remain
Your Excell$^{y's}$ most faithfull
friend and humble Servant

(Endorsed)
Copy of M. Randolph's letter
to Coll. Copley.
Rec$^{d}$ 6$^{th}$ Sep$^{t}$ 1692.
From M Randolph.

Articles of Peace and Amity concluded and agreed upon between the Hon$^{ble}$ Lyonel Copley Esq$^{re}$ Cap$^{t}$ Gen$^{ll}$ and Governor in Chief in and over this their Majesties Province and Territory of Maryland and Ochotomaquath Emperor of Piscattaway this 14$^{th}$ day of May in the year of our Lord 1692. p. 2

Imp$^{rs}$ It is agreed upon that from this day forward there be an inviolable Peace and Amity between their sacred Majestys King William and Queen Mary and their Subjects the Inhabitants of this Province and Virginia and the Emperor of Piscattaway upon the Articles hereafter in this Treaty to be agreed upon to the Worlds end to endure and that all former Acts of Hostility and Damages by either party susteined be buried in perpetuall Oblivion.

2$^{dly}$ That if any Indian Subject to the said Emperor shall hereafter chance to kill an Englishman the said Emperor shall be obliged to deliver the said Indian up to the Governor of this Province as a Prisoner.

P. R. O. Maryland B. I. Vol. 2, B. G

3dly For as much as the English cannot easily distinguish one Indian from another that no Indian shall come into any English Plantation painted and that all the Indians shall be bound to call aloud before they come within three hundred Paces of any Englishman's clear ground and lay down their arms whether Gun Bows or Arrows or other Weapon for any Englishman that shall appear upon his call to take up and in case no one appear that he shall their leave his said Arms if he come nearer And that afterwards he shall by calling aloud endeavour to give notice to the English of his nearer approach. And if any Englishman shall kill any Indian that shall come unpainted and give notice and deliver up his Arms as aforesaid he shall dy for it as well as an Indian that kills an Englishman And in case the Indians and English meet accidentally in the woods every Indian shall be bound immediately to throw down his arms upon call and in case an Indian so meeting an Englishman shall refuse to throw down his Arms upon call he shall be deemed as an Enemy

4thly The Priviledge of Crabbing Fouling hunting and Fishing shall be preserved to the Indians inviolably

5thly That every Indian that kills or steals an Hogg Calfe or other Beast or any other goods shall undergo the same punishment that an Englishman doth for the same offence.

6thly In case any servants or slaves run away from their masters and come to any of the Indian Towns within the Territories of the said Ochotomaquath and his subjects they shall be bound to apprehend the said Fugitives and bring them to the next English Plantation to be conveyed to their Masters and in case any Indian aforesaid shall convey or assist any such Fugitives in their Flight out of this Province that he shall make the respective Master or Masters of such servant or slave such satisfaction as an Englishman ought to do in the like case.

7thly That the said Emperor shall not make any new Peace with our Enemys nor shall make any Warr without the consent of the Governor of this Province for the tyme being

8thly In case the said Ochotomaquath or any Indian subject to him shall kill any Indian or any other in Peace and Amity with their said Majestys it shall be esteemed as great an offence as killing of an Englishman

9thly That neither the said Emperor nor any of the Indians under his subjection do at any tyme hereafter keep harbour or entertain among them or within their Forte any foreign or strange Indians or know or discover any such to appear or come into this Province without giving tymely and all possible speedy notice to his Excellency the Governor or some Magistrate or other Officer a person of note by whom the same

may be communicated with all expidition to the said Governor or Governors of this Province for the tyme being for his advice and directions therein. P. R. O. Maryland B. I. Vol. 2, B. G.

10thly That as a further Testimony of their Leage Peace and Friendship with their Majestys as they expect protection from them and their Government here there be yearly paid by the said Emperor to their said Majestys an Indian Bow and two Arrows to be delivered to his Excellency the Governor or to the Governor for the tyme being at his residence whereso-ever the same shall happen to be on the first Tuesday in April every year successively. In confirmation of the said premises his Excellency the Governor and likewise the Emperor afore-said have mutually signed sealed and delivered these present Articles in the presence of their Majestys Councell and the great Men of the said Emperor then present the day and year first before mentioned.

Sigill. L. Copley. Sigill Ochotomaquath Emperor

(Endorsed)
Reced 19th Sepber 1692.
B. G.
P. 2.

Articles of Peace and Amyty concluded and agreed upon Between the Honble Lyonel Copley Esqre Capt Genall and Governor in Chief in and over this their Majtys Province and Territory of Maryland and Maquantah King of Mattawoman this 14th day of May in the year of our Lord 1692. p. 3

Imprs It is agreed upon that from this day forward there be an inviolable Peace and Amity between their sacred Majtys King Willm and Queen Mary and their subjects the Inhabitants of this Province and Virginia and the King of Mattawoman upon the Articles hereafter in this Treaty to be agreed upon to the Worlds end to endure and that all former Acts of Hostilities and damages whatsoever by either party susteined be buried in perpetuall oblivion.

2dly That if any Indian Subject to the said King shall hereafter chance to kill an Englishman the said King shall be obliged to deliver such Indian up to the Governor of this Province as a Prisoner

3rdly For as much as the English cannot easily distinguish one Indian from another that no Indian shall come into any English Plantation painted and that all the Indians shall be bound to call aloud before they come within three hundred paces of any Englishman's clear ground and lay down their arms whether Gunn Bowes or Arrows or other Weapon for

P. R. O. Maryland B. I. Vol. 2, B. G.

any Englishman that shall appear upon his call to take up and in case no one appear that he shall there leave his said Arms if he come nearer and that afterwards he shall by calling aloud endeavour to give notice to the English of his nearer Approach And if any Englishman shall kill an Indian that shall come unpainted and give notice and deliver up his arms aforesaid he shall dy for it as well as an Indian that kills an Englishman And in case the Indian and English meet accidentally in the Woods every Indian shall be bound immediately to throw down his arms upon call and in case an Indian so meeting an Englishman shall refuse to throw down his arms upon call he shall be deemed as an Enemy.

4thly The Priviledge of Crabbing Fowling Hunting and Fishing shall be preserved to the Indians inviolably.

5thly That every Indian that killeth or stealeth an Hogg Calfe or other Beast or any other goods shall undergo the same punishment that an Englishman doth for the same

6thly In case any servants or slaves run away from their Masters and come to any of the Indian Towns within the Territories of the said Indian King and his subjects they shall be bound to apprehend the said Fugitives and bring them to the next English Plantation to be conveyed to their Master and in case any Indian aforesaid shall convey or assist any such Fugitives in their Flight out of this Province he shall make their respective Master or Masters of such servants or slaves such satisfaction as an Englishman ought to do in the like case.

7thly That the said King shall not make any new peace with our enemies nor shall make any Warr without the consent of the Governor of this Province for the tyme being

8thly In case the said Maquantah or any Indian subject to him shall kill any Indians or any other in Peace and Amity with their said Majestys it shall be esteemed as great an Offence as killing of an Englishman

9thly That neither the said King nor any of the Indians under his subjection do at any tyme hereafter keep harbour or entertain among them or within their Forte any foreign or strange Indians or know or discover any such to appear or come into this Province without giving tymely and all possible speedy notice thereof to his Excellency the Governor or some Majistrate or other Officer a person of Note by whome the same may be communicated with all expedition to the said Governor or Governor of this Province for the tyme being for his advice and direction therein.

10thly That as a further Testimony of their Leage Peace and Friendship with their Majestys and as they expect protection from them and their Government here there be yearly paid by the said King as a Tribute to their said Majestys an Indian

Bow and two Arrows to be delivered to his Excellency the Governor or to the Governor for the tyme being at his residence wheresoever it shall happen to be on the first Tuesday in Aprill in every year successively. P. R. O. Maryland B. I. Vol. 2, B. G.

In confirmation of the premises his Excellency the Governor and likewise the King aforesaid have mutually signed sealed and delivered these present Articles in the presence of their Majtys Councill and the great Men of the said King then present the day and year first within mentioned.

Sigill L. Copley. Sigill Maquantah

(Endorsed)
May 14th 1692.
B. G.
P. 3.

Articles of Peace and Amity concluded and agreed upon between the Honble Lyonell Copley Esqre Captain Generall and Governor in Chiefe in and over their Majestie's Province & Territory of Maryland and Tom Calvert King of Choptico this 14th day of May in the year of our Lord 1692. P. 4

Imps It is agreed upon that from this day forward there be an inviolable Peace and Amity between their sacred Majesties King William and Queen Mary and their Subjects the Inhabitants of this Province and Virginia and the King of Choptico upon the Articles hereafter in this Treaty to be agreed upon to the worlds end to endure and that all former acts of hostillity and damages whatsoever by either party sustained be buried in perpetuall oblivion.

2ndly That if any Indian Subject to the said King shall hereafter chance to kill an Englishman the said King shall be obliged to deliver such Indian up to the Governor of this Province as a Prisoner.

3rdly Forasmuch as the English cannot easily distinguish one Indian from another that no Indian shall come into any English Plantation and that all the Indians shall be bound to call aloud before they come within three hundred paces of any Englishman's clear ground and lay down their Arms whether Guns, Bows or Arrows or other weapons for any Englishman that shall appear upon his call to take up, and in case no one appear that he shall there leave his said Arms if he come nearer, and that afterwards he shall by calling aloud endeavour to give notice to the English of his nearer approach And if any Englishman shall kill any Indian that shall come unpainted and give notice and deliver up his Arms as aforesaid he shall dye for it as well as an Indian that kills an Englishman

P. R. O. Maryland B. I. Vol. 2, B. G.

And in case the Indians and English meete accidentally in the Woods, every Indian shall be bound immediately to throw down his Arms upon call, and in case an Indian so meeting an Englishman shall refuse to throw down his Arms upon call he shall be deemed as an enemy.

4thly The Priviledge of Crabbing, Fowling, Hunting and Fishing shall be preserved to the Indians inviolably.

5thly That every Indian that killeth or stealeth a Hogg, Calfe or other Beast or any other Goods shall undergoe the same punishment an Englishman doth for the like offence.

6thly In case any servants or slaves run away from their Masters and come to any of the Indian Towns within the Territoryes of the said Thom Calvert and his subjects they shall be bound to apprehend the said fugitives and bring them to the next English Plantation to be conveyed to their Masters, and in case any Indian aforesaid shall convey or assist any such fugitives in their flight out of this Province that he shall make the respective Master or Mistress of such servants or slaves such satisfaction as an Englishman ought to do in the like case.

7thly That the said King shall not make any new Peace with our Enemys nor shall make any Warr without the consent of the Governor of this Province for the tyme being.

8thly In case the said Tom Calvert or any Indian subject to him shall kill any Indians or any other in Peace and Amity with their said Majesties, it shall be deemed as great an offence as killing an Englishman.

9thly That neither the said King nor any of the Indians under his subjection do at any tyme hereafter keep harbour or entertain amongst them or within their Fort any forrein or strange Indians or know or discover any such to appear or come into this Province without giveing tymely and all possibly speedy notice thereof to his Excellency the Governor or some Magistrate or other Officer or person of Noate by whom the same may be communicated with all expedition to the said Govern or Governor of this Province for the tyme being for his advice and direction therein

10thly That as a further Testimony of their League Peace and Friendshipp with their Majesties and as they expect protection from them & their Government here, there be yearly paid by the said King as a Tribute to their said Majesties an Indian Bow and two Arrows to be delivered to his Excellency the Governor or to the Governor for the tyme being at his residence wheresoever the same shall happen to be on the first Tuesday in April in every year successively.

11thly It is required and the said King for himselfe and the Indians under him doth covenant to make such Restoration

and satisfaction to Colonel Neamiath Blackiston for an injury by them lately done as Mr John Bean and Mr Wm Blackiston thereunto especially appointed upon full heareing and examination into the matter shall award and adjudge. P. R. O Maryland B. I. Vol. 2, B. G.

In Confirmation of the Premises his Excellency the Governor and likewise the King himselfe mutually signe, seale and deliver the foregoeing Articles in the presence of their Majestie's Councill and the Great men of the said King then present the day and year first before mentioned.

Sigill: Sigill
L. Copley. Tom × Calvert Rx

At a Council held at the City of St Marys the 9th day of Iune Anno Domini 1692 Liber K.

Present
His Excellency the Governor

| | | |
|---|---|---|
| The honble | Col Henry Iowles | Thomas Tench Esqe |
| | Col Nehem: Blakiston | Capt: John Addison |
| | Col George Robotham | Capt: John Courts |
| | Col Charles Hutchins | Thomas Brooke Esqe |

Was then preferred and brought from the house of Burgesses in Assembly sitting the following Petition and Recommendation thereof from that house Vizt

To His Excellency Lionell Copley Esqe Captn General and Chief Governor of his Majestys Province of Maryland and the honourable Assembly now sitting p. 13

The humble Petition of Matthias Vanderheyden of Cecil County Humbly Sheweth

That whereas Mr Augustin Herman late of Cecil County deceased by his last Will and Testament did by Entailment bequeath diverse large and very considerable Tracts of Land to his several and respective Children and their Posterities, which said Will of Entailment was filed and recorded in the Commissarys Office, as by some Part of the said Record still remaining may appear but by the fraudulent Contrivance of some wicked Persons the said Will of Entailment is stolen away and conveyed out of the sd Office and likewise the most Part of it is torn out of the Book wherein it was recorded Now so it is that Your Petitioner having married the eldest Daughter of the said Mr Augustin Herman, unto whom was bequeathed a considerable Tract of Land by the said Will, as also the Reversion of the rest of Tracts in the said Will specifyed, is like to be utterly deprived thereof unless your Excellency and the honourable Assembly will be pleased to grant him some Relief as to your Prudence shall seem meet

Liber K.

Wednesday Iune the 8th 1692
Lower House of Assembly

Mr Matthias Vanderheyden moves this House that a Will of Augustin Herman being torn out of the Record, as likewise the Original lost, does therefore produce to this house a Copy of the said Will, intimating likewise that Mr Edward Jones and Mr Samuel Wheeler Members of this house were Witnesses to the said Will, desiring the same may be put upon Record. Voted that the same be Entered upon Record accordingly

Vera Copia Henry Denton Cl Assembly

Came Mr Edward Iones and Mr Samuel Wheeler two of the delegates for Cecil County in the house of Assembly, and upon Perusal of the Copy of the Will of the said Augustin Herman here produced, they did declare and testify upon Oath it to be a true Copy, and the very same in Effect with the Original to which they were Witnesses, to the best of their knowledge and Remembrance, which was ordered to be accordingly noted in this Journal, and the said Copy of the Will to be recorded in the Commissary's Office

p. 14 Ordered that Mr Thomas Hollyday of Calvert County be added to the Quorum in the Commission of the Peace for the said County

Commission of the Peace &c to issue for Ann Arundel County to Vizt

Captn Inº Hammond
Mr Will: Holland } Quorum
Mr Saml Young

Majr Hen: Ridgeley Mr Jnº Worthington
Mr Hen: Constable Mr Abel Browne } Iustices
Captn Nich: Gassaway

To his Excellency the Governor and Council

The Petition of Thomas Richardson of Baltimore County Jn humble Manner sheweth

That Your Petitioner was formerly constituted & did officiate as Deputy Surveyor for Baltimore County and by Virtue of that Office did make several Surveys and took up Lands for several the Jnhabitants of this Province in the said County, the Certificate whereof (for that the Land Office since the late Revolution has been shut up) have not been returned thither, but remain still in the Custody of your Petitioner ready to be delivered as your Honours shall direct, which he humbly prays may be done, and Entries thereof made upon Record for the Preservation and Security of the Persons therein interested and concerned, if so it shall seem meet to your Honours Your

Petitioner hath well behaved himself in the said Office to the Satisfaction of the whole County, and Others by whom he was employed, and hath been dutifull and obedient to the Government as he promises and assures your Honours he shall still continue, & prays that if the Surveyors Office shall be thought necessary to be put in Practice, Your Petitioner may be continued in his Station, or otherwise that he may be licensed by your Honours to officiate the s[d] Office between the Inhabitants for the laying out and ascertaining the bounds of their respective Lands already taken up as shall be desired by them upon such terms and for such fees as the Law directs and appoints And Your Petitioner shall pray &c Liber K.

which Petition was accordingly granted and the Petitioner nominated and appointed Surveyor for Baltimore County, and that he return his Certificates in the Office to be recorded

M[r] William Hutchinson appointed Surveyor for Charles and S[t] Marys Counties p. 15

M[r] Edward Batson for Calvert and Ann Arundel Counties

To His Excellency Lionel Copley Esq[e] Captain Gen[l] & Governor of the Province of Maryland

The humble Petition of John Haslewood of the County of Dorchester

In all humbleness unto your Excellency sheweth } That whereas since the Revolution your Pet[r] hath officiated in the said County of Dorchester as a Coroner, and no Misdemeanor or Neglect appearing against Your Petitioner in the said Office humbly beseecheth your Excellency for a Continuation of the said Place during your Excellencys good Pleasure

And your Pet[r] shall as in Duty bound ever pray

the Petition was granted, and ordered that Commission be accordingly directed to the Pet[r] for the Coroners Office in Dorchester County

At a Council held at the City of S[t] Marys the 10th day of June Anno Dni 1692

His Excellency the Governor

The honble

| | | |
|---|---|---|
| Col Henry Iowles | Thomas Tench Esq[e] | Present |
| Col Nehem: Blakiston | Capt: John Addison | |
| Col George Robotham | Capt: John Courts | |
| Col Charles Hutchins | Thomas Brooke Esq[e] | |

Produced and ordered to be read this following Letter from

Liber K. the Governor and Council of New York having been recommended to the Consideration of the house of Assembly and their Opinion thereon endorsed and returned again to his Excellency (viz$^{t}$)

May it please your Excellency

This comes to congratulate your safe Arrival and happy Accession to the Government of Maryland, We are heartily glad of so good a Neighbour as You are characterized to be by all the Gentlemen of your Acquaintance in this Province, We pray You to be so kind as to maintain a frequent Corres-
p. 16 pondence with Us by all Occasions, You may be sufficiently informed by the President M$^{r}$ Blakiston, and the several books and Papers sent from this Place, what Proposals have been made to your Colony and the rest of Our Neighbours towards the Defence of Albany which is the frontier Garrison of all the English Plantations on the main of America, which if lost, We must lose Our Indians, the ill Consequence whereof will be equally shared amongst Us all, and do making thinking Men to dread, the loose State and Condition of Government amongst our Neighbours hath retarded their motion towards Our Aid to reinforce that Post, so that the whole Burthen hath lain upon this poor Province which indeed is intolerable, Our Indians have been very unsteady, and now We are forced to a great Charge of Presents to preserve them in Amity; Our Neighbours in Virginia did send Us Bills for about One hundred pounds to be given to the Indians, to tye the Knott of Friendship on their behalf, and this is all that ever yet We have received from any of Our Neighbours of any Sort of Assistance, tho this Government since Governor Slaughters Arrival are at above 700$^{L}$ Charge in Presents, besides the Great Expence in maintaining that Garrison, We have had 300 Fusileers all this Winter at Albany in pay who are to be discharged in May next, by the Blessing of God it is still preserved, but in such a fainting and languishing Condition that all the Inhabitants are ready to retire to the Sea side, Trade being extinguished, and daily Alarms from the Enemy, We have been forced to make an Order & Proclamation to prohibit any Manner of Persons able to bear Arms to withdraw from thence without a pass, which the Enemy would rejoyce to hear of, the City of Albany and Plantations next the River have been lately much damnifyed by a flood of Rain, so that now We are obliged to supply them with Bread, We have already and now again are resolved in all humility to represent our Condition to their sacred Majesties also with Relation to Our Neighbours on behalf of that Garrison, and beg your Endeavours in like manner: We have received

fresh hopes of Assistance from your Colony by your happy Arrival to settle Government there, therefore reckon it Our Duty in time to acquaint You therewith, to give your Excellency the Opportunity of exerting the Powers their Majesties have conferred upon You, in a service which so much concerns the honor of the Crown, as well as the Safety of your Colony, and our and your Neighbours, which We believe You will willingly embrace, Our Assembly are raising two hundred Fusileers to reinforce that Garrison, and there will be 300 more wanting. We pray for your speedy Answer, and to hasten your Aid and Assistance, We have again applyed to the rest of Our Neighbours, but expect little at present from New England, having no Advice as yet of S^r^ William Phipps Arrival, from Virginia and your Colony are Our greatest hopes; We wish your Exc^y^ a long and happy Government under their Majesties and subscribe Liber K. p. 17

Your Excellencys real friends and servants

Rich: Jngoldesby
J Dudley
Frederich Philips
S: V: Cortlands

W^m^ Smith
Ch: Brooke
P Minerell
W Nicolls
John Lawrence

We have been at the Charge of 700l in presents to the Indians 3500 for the fusileers at Albany 1200 for the Expedition to Canada
5400 besides many Jncidents of that Garrison which cannot be easily brought into heads

Fort William Henry the 25^th^ of April 1692.

To His Excellency Col Copley Capt^n^ General and Governor in Chief of their Majesties Territory of Maryland

By the house of Assembly June the 9th 1692

This house do humbly conceive that matters concerning Peace and War belong to the King to conclude, and therefore refer themselves for an Answer to be given to the within mentioned Letter by his Excellency

signed p Order Henry Denton Clk Assembly

Whereupon it is considered by this Board, and advised that his Excell^y^ the Governor (if he please) do supply and assist that Government of New York with One hundred Pounds Sterling towards their Aid & Relief, & to have the same reimbursed to him again, out of the Duty of 4^d^ p Gallon on Liquors imported so soon as it shall be received

Upon Complaint made by the Emperor and Great Men of Piscattaway and other Indian Townes against the Irregularity of their young Men when they get drunk, and desiring the Prohibition of carrying Rum or Other strong Drink among them for the future, this following Order of Council issued (Viz^t^)

Liber K. p. 18

By his Excellency the Governor and Council

Maryland ss

Iune the 10th 1692

Ordered and it is hereby in their Majesties Names straitly enjoyned and required, that all Persons whatsoever do henceforth forbear and desist from carrying sending or conveying any Rum or Other strong Liquors to the Piscattaway Fort, or Other Indian Town, to sell give or dispose thereof to the Indians, whereof let all Persons take due Notice, and yeild Obedience thereunto as they will answer the Contrary at their Peril

signed p Order JLL: Cl Concil

P. R. O. Maryland B. I. Vol. 8, p. 52

Abstract of Collonel Copley's Letter to my Lord Presidt dated the 20th of June 1692.

He makes his excuse for not having paid his duty to my Lord before he left England.

When he came to Deal the Fleet was sail'd he went from thence to Portsmth where he met with the Alborough Ketch in which he had a very ill passage to Virginia.

He hopes when his proceedings have been laid before the Councill their Lordships will see he has not been wanting in their Majesty's service.

He understands by Mr Code that a Commission is sent to Capt Nicholson to supersede him at which he is much troubled till he knows the truth of it.

B. I. Vol. 2, B. G. p. 18a

Mr Chilton to M Randolph.

Iames City Iuly 9th 1692.

Sir

My occasions calling me to St Maries in the Province of Maryland sometyme in the begining of Iune I well remember that there was an information exhibited by you in behalf of their Majties their Govr and yourself against the ship called of which one Mason was master, for importing into that Province severall goods of the growth production and manufacture of Europe not bona fide laden in Engd waters or towne of Barwick upon Tweed to which the master by his Atturney appeared and pleaded not guilty and for tryall thereof putt himself upon his Country and further remember that one Moore a Scotch person being upon Examination sayd the same ship came from some part of Scotland towards Barwick, against which place the ship continued under sail for severall hours but came not to an anchor there, and being asked the question, what goods were brought from Berwick and put on board there, notwithstanding before, he produced

a cleering which he said he had from thence, all this to the best of my remembrance I can safely declare, and had I had thoughts of its ever being called in question or thought on againe I should have been mindful of another passage relateing thereto but yet one Material one I cannot omit which was that one of the Honorable Councill then Iudge on the bench was pleased to say that in his opinion the Nicetyes of the Law ought not to be observed and the penall Statute upon which the information was brought, was out or words to that effect, thus Sir I have given you a true and faithful account of my knowledge and with their Maj^ties^ Interest better success then to be tryed by a Maryland Iury

P. R. O. Maryland B. I. Vol. 2, B. G.

I am your humble servt.
Edward Chilton

To Edward Randolph Esq^re^ Surveyor Generall of their Maj^ties^ customs upon the Continent of America.

Iohn Addison a New Cap^t^ Factor.

(Endorsed)
Copy of M^r^ Chiltons letter
to M^r^ Randolph about
Masons ship
Rec^d^ 6^th^ Sept 1692.
from M Randolph.

At a Council held at the City of S^t^ Marys the 9^th^ Day of Iuly Anno Domini 1692

Liber K.

Present
His Excellency the Governor

The honble
Col Nehemiah Blakiston, Col Henry Iowles, Thomas Tench Esq^r^ — Capt^n^ Iohn Courts, Thomas Brooke Esq^r^ — Councilors

Produced and read a Petition presented by Major Nicholas Sewall as follows (Viz^t^)

To His Excellency Lionel Copley Esq^r^ Capt^n^ Gen^l^ and Governor in Chief in and over this their Majesties Province and Territory of Maryland and to the honourable Council

The Petition of Nicholas Sewall

Jn humble manner Sheweth

That Your Petitioner charged for the Murder of M^r^ John Payne late of this Province their Majesties Collector for Patuxent district stands recommended and referred to your Hon-

Liber K. ours Inquisition and Examination of the fact, to be reported to their Majesties whereunto he is most ready and willing to submit, but considering his present Circumstances under Confinement whereby he is much obstructed in the management of his private Concerns both at home and abroad for the Support of himself and Family, and how long in Probability he may lie in that Condition before such time as their Majesties may have your Honours Report, and their Majesties Pleasure therein may be signifyed to your Honours being also well satisfied in the present Settlement of the Government, and
p. 19. the Authority thereof, and confiding in your Honours Candor and Integrity together together with his own Innocency in the matter is most willing to throw himself upon your Honours Iudgment at Law, in no wise doubting but depending upon a just Iudgment and all the favor the Law will afford him upon his Tryal, which he prays for the Reasons afores[d] may be granted him according to Law

And shall pray &c

Ordered that the Petition of Major Sewall to the King and Council and Order thereupon made be read, whereupon and upon due Consideration had thereof, the Prayer of the Petitioner in the foregoing Petition is granted, & ordered that the said Sewall be brought to his Tryal at the next Provincial Court in September next

Ordered also that the same be humbly represented to his Majesty from this Board signifying that the said Major Sewall having relinquished or waved his Pretences to the Order of his Majesty in Council passed in his favour for the Examination of his Charge before this Board, and prayed Admission to his Tryal at Law, the same was here granted him; and for the Other two Persons convict, they having passed a fair and legall Tryal were found guilty, but the Person that actually committed the Murder had suffered the Law, and therefore his Majestys Pleasure whether for Mercy or otherwise as to those other two convicted Persons was humbly requested, this to be done by way of Letter to the Lords of the Committee for Trade & Plantations

In the same Letter also to represent and recite the Contents of a Letter received from New York setting forth their dangerous Condition from the Northern Indians, and the Necessity they were in for Supply and Assistance from these neighbouring Colonies, and that in Complyance therewith they had been supplyed from hence with a Quota of One hundred pounds Sterling humbly praying his Majestys Directions what further Supply to make them, being ready and willing to contribute proportionably to Virginia, and other

Our neighbouring Colonies in their Assistance against the French and Cannada Indians Liber K.

Also to signify and humbly represent in the said Letter the Condition of One Rebeccah Saunders convicted and condemned for the Murder of a Bastard Child, that although in Rigor of Law she had been convict and received Sentence of Death for the same, yet no positive Evidence appearing against her upon Tryal to prove Matter of fact, the tender Care she took of the Child in wrapping it in clean Linen, nothing of Violence offered appearing about it, with other Circumstances induces this Board to think that it was shame more than Guilt caused her to conceal the matter, and therefore this Board humbly recommend her to his Majestys Mercy and pray his Pleasure therein may be signifyed to this Board p. 20

Ordered also that an Address be drawn up to their Majesties & inclosed in the said Letter intimating the Suspension of M[r] James Frisby and the Reasons why his Excellency has not thought convenient to admit of him at this Board, seting forth also the insolent rude Behaviour and Deportment of Peregrine and John Browne Masters of Ships, the former related to the said Frisby by Marriage, and both it is humbly conceived set to Work and countenanced by the said Frisby

At a Council held at S[t] Marys July 11[th]
Anno Dni 1692

Present
His Excellency the Governor

The honble

| | | |
|---|---|---|
| Col Nehemiah Blakiston<br>Col Henry Iowles<br>Thomas Tench Esq[r] | Capt[n] John Courts<br>Thomas Brooke Esq[r] | Councilors |

William Taylor of S[t] Marys County to continue and remain publick Post for the Conveyance of all Publick Letters Papers &c in this Province for One whole Year commencing from the time of his Excellencys Arrival at the usual Salary

Produced and read the Address to their Majesties and the Letter to the Lords of the Committee of Trade and Plantations appointed to be drawn up, approved of and signed by his Excellency and the Council being as foll viz[t]

To their most sacred Majesties William & Mary by the Grace of God King and Queen of England Scotland France and Ireland Defenders of the Faith

The humble Address of Your Majesties honourable Council in this Province of Maryland

Liber K. Whereas Your Majesties have of your Princely Grace and Favor taken this Province into your immediate Care and Protection, and have also thought fit to nominate appoint and advance Us your most Loyal but unworthy Subjects, to so great honour and Dignity as to be of Council for your Majesties to your Governor here, We have according to our bounden Duty employed that small Talent it hath pleased Almighty God to bestow on Us in yielding him the best and most wholesome Advice Our poor and mean Capacities will admit of, or We can any ways contribute towards the settling laying and establishing the Fundamentals of his Government originally and principally consisting in & proceeding from a due and prudent Choice and Constitution of his Council; w^ch^ (according to Your Majesties Commission and Instructions, communicated unto Us) We humbly conceive he hath Power to alter rectify or change as in his Discretion he shall see fit and convenient for Your Majestys Service & the good Government of this Province Wherefore We being deeply & thoroughly informed and in our Consciences sufficiently well satisfied of the most malignant violent turbulent humour and Disposition of M^r^ James Frisby One of the Persons nominated for your Majestys said Council, to be wholly repugnant to your Majesties Service and Interest, and destructive to the very Root and Foundation of Government plainly and sufficiently made appear and demonstrated not only by his abetting aiding and adhering to your Majesties most known open and professed Enemies here in Opposition to those who for your Majesties Service upon the late Revolution did first take up Arms to assert and maintain your undoubted Right and Sovereignty to this Province by his most impudently and publickly appearing for & abetting that Party at home in the Defence and Justification of their most treasonable and rebellious Practices and Attempts here, but also since his Return to this Province strictly pursuing and manifestly declaring his innate Venom, Malice and Disaffection to your Majesties service and Jnterest here, endeavouring what in him lay by his most impudent false & scandalous reports, lyes and Suggestions in Derogation and Defamation of your Majesties Governor and Government here, and to amuse and disturb your Majesties good Subjects, and to alienate disswade and divert them from their natural and propense Obedience to the same, and in fine to unhinge if possible the whole frame of Government here, since he cannot effect & bring to pass his most damnable wicked Designs and Desires of introducing and reestablishing the late Popish Government and Interest of the Lord Baltimore, whereby to raise and advance himself to that
p. 22 height his base ambitious Spirit would feign lead him to

The said Frisby in further Demonstration of his Rancour and Malice and uneasy under the Government for the Reasons aforesaid hath now removed himself and Family out of this Province, and embarked with his Relations and Correspondents in Malignancy Peregrine and John Brown Masters of two London Ships bound hence for England, who have almost in most absurd manner behaved themselves contemptuously and disrespectfully to the Government most impudently bespattering abusing and defaming as much as in them lies the Governor himself and all in Authority under him, endeavouring by their most notorious false Reports Lyes and Suggestions to stir up the People of this Province to a thro Dislike of the Government, and divert disswade and alienate them from their due and natural Obedience thereunto, having publickly and openly vaunted and bragged of their Contempt to the Governm[t] saying they valued it not (in most scurrilous terms) they would go away without clearing and pay no Duties, unless they could see your Majesties immediate positive Orders commanding them so to do; owning no other Authority here, and We doubt not they would accordingly have done had they not had some Awe from your Majesties Men of War in these Parts Liber K.

The restless Endeavours of such Persons are so visible to Us, as to the whole World besides, that gives Us Caution to address your Majesties in this behalf humbly praying that no Attemptations suggestions or Representations of theirs or any other of your Majesties Enemies may have Opportunity to effect their damnable and wicked Designs, but that all due Caution Care and Circumspection may be had & made Use of for the Discovery and Detection of their Conspiracies and Contrivancies against your Majesties and this your Government, as in your Royal and Princely Wisdoms You shall see fit

From such and all other your Enemies God preserve your Majesties, prosper and conduct You throughout the whole Course of your Lives, send you a long and happy Reign over Us, and at last a Crown of Glory do sincerely pray

Your Majesties
most dutiful humble loyal Subjects and servants
T: B T: T: N: B:
J: C: H: J:

Maryland July 9[th] 1692 p. 23

May it please Your Lordships

Pursuant and in Obedience to his Majestys Order in Council of the 19[th] of November last upon the Petition of Major Nicholas Sewall, We the Governor and Council of this their Majesties Province of Maryland, have convened to consult

Liber K. and examine the Matter of the said Petition, and as to that Part relating to himself, he hath (in Confidence of his own Innocency, and for the more speedy Determination thereof) waved his Pretences to that favour granted him by his Majesty, in referring the same to Our Jnquisition only, and submitted himself to a fair Tryal at Law, which he hath humbly supplicated, and for the reasons set forth in his Petition (Copy whereof We herewith send your Lordships) We have been induced to grant him and accordingly at Our next Provincial Court in September We have assigned him Day of Tryal; of which and the Proceedings thereon We shall take Care to remit your Lordships an Account, and for the other two Persons mentioned in the said Sewalls Petition, We find that they have passed a fair and legal Tryal, and have been duely convicted, but the Person that actually did the fact (viz$^{t}$) Iohn Woodcock hath suffered the Law, so that they are at his Majestys Pleasure for Mercy or otherwise as in his Royal Wisdom he shall see fit, which We humbly pray may be signifyed to Us to proceed accordingly

We have further to represent to your Lordships that here is One Rebecca Saunders at Our last Provincial Court convicted and under sentence of Condemnation for the Murder of a Bastard Child, but no positive Evidence to prove the fact, neither any Appearance or the least mark of Violence to be seen upon the Child, but great Care seemingly used by the Mother toward it in wrapping it in clean Linen, and as decently as she could, with other such like Circumstances, induces Us to believe, it was shame rather than Guilt caused her to conceal it, and therefore in the Rigor of the Law she has been convicted: We humbly recommend her to his Majestys Grace and favor as a proper Object of his Mercy

By Letters late from New York We have Advice of the necessitous Condition of that Place and their urgent Occasion for the Aid & Assistance of their Neighbours against their adjacent Enemies the French and Cannada Indians: We have contributed towards their Charge One hundred pounds
p. 24 Sterling; and shall be willing to advance proportionably to Virginia, and other Our neighbouring Colonies by and with his Majestys Orders and Directions which We humbly pray may be intimated to Us as his Majesty shall see fit

Jnclosed We present your Lordships with Our Address to their Majesties chiefly setting forth our Motives and Inducements not to permit M$^{r}$ Frisby (nominated for One of the Council) to be sworn, as a Person altogether unworthy of that honour, wholly inconsistent with their Majesties Interest, & destructive to Government to admit any such; he is embarked for England with his Kinsman and Correspondent in Sedition

Mr Peregrine Brown, who with his Brother Iohn Brown have been over diligently active in disturbing the Government vilifying and aspersing their Majesties Officers & Ministers of State and Justice here, and endeavouring to create in the People a Dislike and Aversion towards them, and all through Malice and Jnstigation of the said Frisby, as by Our Address We have more at large declared We humbly pray your Lordships favour to represent the same to their Majesties for and on the Behalf of Liber K.

Your Lordships
most Obedient humble servants
L: C:
N: B: T: T: T: B:
H: I: J: C:

Letter to Col: Copley about the prohibiting of Bulk Tobacco: P. R. O. Maryland B. I. Vol. 8, p. 47

Marie R.

Trusty and Welbeloved we Greet you well.

Whereas it hath been humbly represented to us that it would be of very great advantage to our service and to the Navigation of England and to all the fair Traders in Tobacco that a Law should be made within that our Province and Territory of Maryland for prohibiting the exportation of Bulk Tobacco from thence or the Importation thereof into England or any other parts We have thought fit upon mature consideration of this matter hereby to signify Our Will and Pleasure to you that you do all that in you lyes to procure the passing of such a Law within our said Province and Territory at the next Assembly or as soon as may be. And for so doing this shall be your Warrant And so we bid you farewell. Given at our Court at Whitehall the nineteenth day of July 1692. in the fourth year of our reign.

By Her Majestys Command
Nottingham.

To our Trusty & Welbeloved Lionel Copley Esqre Cap: Genl & Govr in Chief in & over our Province & Territory of Maryland in America & to our Govr or Govrs and Councill there for the time being.

Colonel Copley to the Lords of the Comittee of Trade & Plantations B. I. Vol. 2, B. G. p. 13

St Maries in Maryland
July 29th 1692.

May it please your Ldps,

Having already rendered your Ldps an account of occur-

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rencies, and my transactions since my arrivall here, I should now forbear to give your Ldps any further trouble at this time, did not the apprehension of some malitious misrepresentation of me by M^r^ Randall their Majesties Surveyor in these parts incite me thereunto, not soe much to sett forth (in its pure, natural, naked colour) the exorbitant and malignant temper of the Informer, as to vindicate and defend myselfe from his base and ignominious aspersions, he hath been pleased to caste upon me and indeed the whole Government here, which the rancour and heate of his spirit cannot prevent him from discovering even to the most mean and inconsiderate capacities notwithstanding (for the character he bears) I have proved myself more than ordinarily kind and obliging to him, to the admiration of all persons here, that ever have had the misfortune of his company or acquaintance, He is one (I must be bold to inform your Ldps) that scornes to be particular but generall altogether in his base reflections and scurrilous haughty behaviour and deportment under the specious pretence of his zeale for their Majesties service, though at the same time the greatest impediment imaginable in the effect, and pleases himselfe more with satiateing his revengeful humour and private animosities against their Maj^ties^ subjects then effecting anything for their Maj^ties^ interest as he hath sufficiently demonstrated in the late seizure and bringing two or three shipps here, barely upon the account (as himselfe hath and doth frequently declare against all of the place and Nation in generall) of being New England rogues and doggs and pitifull damned Scotch Pedlars, and at last when he had had all the favour and countenance aid and assistance possible shewn him, he has not stuck to vilifie and abuse the Jurors onely (persons of the best fame and repute these parts afford) by calling them base, perjured and foresworne rogues, threatening them with the pillory and loss of their ears &c. but also in publick aspersed, bespattered and affronted the Justices themselves, persons appointed by their Majesties to assist me in the Government with their Councill and advice (although basely by him said to be picked and packed by me, as were the Assembly of this Province to make such Laws as my inclinations or own private interest should dictate to them, which how farr their Majesties Honour and the interest of the Crown have had the preeminence and almost only prospect the Laws themselves will declare in contradiction to his damnable suggestions. By such meanes their Maj^ie^ interest extremely suffers, and matters of the greatest weight, candour and truth under his management are become of little credit and repute and he himselfe so remarkable and notoriously turbulent even to the Inhabitants here of both publick and

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private capacities by pressing seizing and violently takeing away and makeing use of their horses, boates, goods and servants without paying or making any satisfaction for the same, otherwise than in the returne of ill language, that indeed should he bring a cause never soe plausible before any jury though of the best principles and inclinations, his insolent and too well known behaviour w^d^ soe dimm and obscure their eyes that they could not make a right inspection thereinto but look upon the same as the effects of his hot and inveterate braine, especialle with those of his acquaintance, which I must confess few or none covet, unless those of wicked principles, their Majesties open professed enemies, papists and others disaffected to all, especially the present, Government, who are his only associates and companions and they barely for correspondency in malignancy and aversion to the authority, scarcely any one of them cann afford him a good word behind his back or covett his company for any other end or designe, but to promote and put in practice their damnable inclinations and designes, of disturbing the peace and tranquility of the Province, so that he hath indeed effected here what he hath done in all other parts of the world (where ever he sett foote) made the whole Country weary of him, boastingly vaunting that he thanks God he has lived these five and twenty years upon the curses of the people which truly I am apt to believe, nay am pretty confident he never wants, and with such provisions may grow fatt; the subject matter is soe large that without a syllable of falsity or suggestion onely, I could easily comment a volume, without offering the least violence to myself or the truth, I humbly beg pardon for this progression assureing your Lordshipps that the vindication of myself and those Gentlemen of their Majesties Councill assigned me here (whom I find to be persons of loyalty, candour and integrity) from the vile calumnies and aspersions of soe ungrateful and turbulent a man as he is, that they may have noe effect or influence upon your Lordshipps to our prejudice without better proofe then his base allegations together with the propagation and promoteing of their Majesties service and interest, is the onely ultimate end and designe of

My Lords
Your Ldps most humble servant
L. Copley.

(Endorsed)

Rec^d^ 29^th^ November 92.

Liber K.

At a Council held at the house of Mr John Larkin on the Ridge in Ann Arundel County the 16th day of August Anno Domini 1692

Present
His Excellency the Governor

The honble
Col Nehemiah Blakiston, Col Nicholas Greenberry
Col Henry Jowles, Thomas Tench Esqe

Upon an Information exhibited against Thomas Thurston, Captain Thomas Richardson of Baltimore County was called in and examined thereupon who having taken his Oath upon the holy Evangelist deposed as follows (Vizt)

The Deposition of Captn Thomas Richardson of Baltimore County Vizt

The Deponent upon Oath examined saith that going to demand of Mr Thomas Thurston the Magazine of Baltimore County, the said Thurston did unnecessarily fall upon many
p. 25 idle and reproachful Words and Discourse and did abuse the Deponent in such manner as he never was used before, and said that it was a sorry business that We could not have a Colonel in our own County but We must have half a Colonel; but indeed said he, he is big enough to make two if he were split in two, and further that there is fine times now, none but linsey Woolsey fellows and Papists rules, and said Greenberry was a knave and told him a Lye, or else he had been better provided; and also said, now they had brought the Country to a fair Pass, for he knew that the Levies would be at least Eight hundred pounds of Tobacco p head, and further the Deponent saith not

Jurat 16° die Augusti Anno Domini 1692 in Concil
J LLewellin Clk

Thomas Richardson

Whereupon issued this following Precept to the Sheriff of Baltimore County vizt

Maryland ss By his Excellency the Governor & Council
August 16. 1692

Ordered that the Sheriff of Baltimore County do forthwith upon Receipt hereof summons and give Notice to Thomas Thurston if he shall be found in his Bailywick that all Excuses set apart he be and personally appear before their Majesties Justices of the Provincial Court, at the next Provincial Court to be holden at the City of St Marys on the last Tuesday in September next to answer unto such matters and things as

shall be then and there objected against him, on their Majes- Liber K.
ties behalf, also that he summons William Gudgeon, Robert Gudgeon and John Duncan of the same County that all Excuses set apart, they and Every and Either of them be also and appear at the time and place aforesaid to testify and give in Evidence the Truth of their knowledge on their Majesties behalf against the said Thomas Thurston whereof let there be no fail upon pain and Peril that shall fall thereon

Signed p Order
J LL: Cl Concil

To the Sheriff of Baltimore County These

Read a Petition preferred by Lawrence Draper of Ann Arundel County setting forth that whereas he had been heretofore (viz$^{t}$ since the Revolution) been fined in the Provincial Court the sum of five pounds sterling for ignorantly refusing to take the Oaths by Act of Parliament appointed to be taken instead of the Oaths of Allegiance and Abhorrency not knowing of any such Law, but being since convinced of his Error therein he had lately taken the same, wherefore he humbly prayed that the said Sum of five pounds by him paid into the hands of Col Greenberry according to Order not being yet disposed off according to Law might be refunded to him

In Answer to which Jt is considered and resolved by this Board that the said fine being levyed and ordered to be disposed off as the Act directs the same cannot be restored to p. 26
the Petitioner as is desired

Captain Thomas Richardson at request is appointed chief Ranger for part of Baltimore County (to wit) from the falls of back River upward to the Extent of the said County he giving good Security according to Law and the usual Custom in such Cases

Thomas Hooker also Ranger for the other Part of the said County (to wit) from the falls of said back River downward the Extent of said County upon the Conditions and Terms aforesaid

Was read a Petition of Captain James Maxwell praying to be admitted Ranger of said County, but the said place being wholly disposed off as aforesaid the Petition is dismissed

Thomas Brown of Ann Arundel County nominated and appointed Ranger in the said County from M$^{r}$ Snowdens Plantation upwards to the Extent of the County

Iob Evans also Ranger from the said Plantation downwards the rest of the County

Liber K.

To his Excellency Lionel Copley Esq$^{r}$ Captain General of the Province of Maryland & the rest of the honourable Council

The humble Petition of Nicholas Waterman

Humbly sheweth

That whereas your humble Petitioner hath a Tract of land due and belonging to him called Lockwoods Gift and your humble Petitioner hath possessed and paid Rent for it twelve Years, now your Honours Petitioner is threatened by his Neighbours to be dispossessed of it to his utter Ruin, unless your Honours be graciously pleased to take it into your Honours serious Considerations that a Survey may be made that your Honours Petitioner may have his Right he not being able to wage Law, and your humble Petitioner shall

as Ever bound pray

which Petition was granted & accordingly issued the following Order Viz$^{t}$

By his Excellency the Governor and Council

Maryland ss

16 August 1692

Ordered that Edward Bateson Gent Surveyor appointed for Calvert and Ann Arundel Counties carefully resurvey and lay out for Nicholas Waterman of Ann Arundel County a Tract of Land in the said County called Lockwoods Gift according to the true antient Metes and bounds thereof, and return his Certificate of such Resurvey with a true Platt thereof unto this Board with all Expedition

signed by Order

J LL Cl Concil

To Edward Batson Gen Sur appointed for Calver & Ann Arundel Counties

These

p. 27

To His Excellency Lionel Copley Esq$^{r}$ Captain General and Chief Governor of their Majesties Province and Territory of Maryland and the honourable Council

The Petition of William Parker late high Sheriff of Calvert County

Submissively Sheweth

That your Petitioner by Virtue of his Office, and in Confidence of being continued therein according to the General known Practice of the Government of this Province, and as other Sheriffs have heretofore usually been, hath disbursed expended and assumed upon himself to pay and satisfy several Sums and parcels of Tobacco amounting to a very consid-

erable Quantity of near seventy thousand pounds, whereof he Liber K.
hath not collected or received above two or three and twenty thousand, the rest of your Petitioners dues in the said County lying still out dispersed in small Parcels, and your Petitioner suspended and removed from executing the said Office, and consequently rendered incapable of ever collecting the same, whereby to reimburse himself what he hath really and bona fide laid out &c as af[d] to his great Loss Damage and almost Utter Ruin unless relieved by your Excellency according to your gracious and favourable Promise heretofore given your Petitioner which he makes bold and presumes now to put your Excellency in mind of, and humbly moves your Excellency that if there be at present any Room for your Exc[y] to extend your favours by way of any Place of Trust and Profit, Your Petitioner may be the Object of your Consideration or otherwise that your gracious Jnclination towards your Petitioner may in perpetuam rei memoriam be entred upon Record to be made good when Occasion shall present, and such Methods taken in the mean time for the securing collecting and receiving your Petitioners parcels and publick dues in the said County as to your Excellency and your Honours shall seem meet and convenient

And as in Duty bound shall pray &c

Ordered that Major Ninian Beale Successor to the said William Parker in the Office of high Sheriff of Calvert County do collect & receive the Petitioners Parcels and publick dues in the said County without any Charge to the Petitioner

His Excellency produced and ordered to be read to the Board these following Letters he had lately received from Ann Arundel County (Viz[t])

Iuly the 25th 1692 Severn River p. 28

May it please your Excellency

Sir

Since my last to your Excellency on the 18[th] Jnstant J was alarmed with a dull Peice of Paper from Major Thomas to M[r] Ashman, and so to me, that the Indians had besett Capt[n] Richardsons house, as the said Richardson did signify to him by an Express, which Writing from the said Thomas is here inclosed and also a Letter to me dated the 20th Jnstant from the said Richardson, to blast the aforementioned Report with the matter of truth, by the Cry of a Pig, and for the better and more certain Confirmation resolved into that County, so soon as your Excellencys Commands came to my hand, which was on the 20th Jnstant, and the next day J went into the said

Liber K. County, and took the Post with me, whereby I might the readier give your Excellency Account of the Certainty of Affairs with them, & returned again to my house last Night, which is as followeth (Viz[t]) On Saturday the 16[th] Capt[n] Maxwell took eight men with him, and went to Thomas Thurstons where he expected to find that Party of Indians mentioned in the inclosed from him to me, which came to my hand in their County, but when he came there, found the Indians had hired a Guide for One good Beaver Skin to convey them about sixteen Miles to One M[r] Jacob Lootons a Baltimore County Iustice, where Captain Maxwell and his Party followed them on Sunday Morning, and there they found about seventy two Indian Men, and a hundred Women and Children, who had 8 Guns, and all the rest of their men well furnished with Bows and Arrows at the said Lootons house, and there they found him in his Store, and full of Indians a dealing with him for Goods, having great Store of Indian Trade therein, which is said to belong to Col Wells and Samuel Groome and that he trades under them, but I find by Captain Maxwell and some of his Men, that Looton and his Wife gave the English a very unwelcome reception for disturbing their Trade on their Market day as Looton called it: Now S[r] if these be Lootons friends, and he so well knows them (as Capt[n] Maxwell declares in his Letter) 'tis my Opinion that he is the fittingest Man to render your Excellency a true Account of their qualifications, which I hope Your Excellency will call him to Account for his Misdemeanor, and that he make appear what Indians they are, 'tis believed he never saw these Jndians before, and for the sweet profits such traders reap by them, who value not the spoil of their Neighbours, if they get the Gains; Sir, One Thomas Iones of that
p. 29 County was with Captain Maxwell, and speaks something of most Jndian Tongues, & of some Nations as well as the Indians themselves, but could understand very little of these, nor of what Nation they are, but believes them to be a mixt villainous sort of People that rambles up and down to seek who they can devour, and believes they was never at Lootons house before, he living not many miles from him, Looton has bought abundance of them as reported, Jones saw him buy One Beaver Skin for thirty green Apples, and One for thirty Ears and Nubbins of Corn; Sir, These Jndians belong to the Frenchman, that I hope is got safe down, who is much enquired after by them, and hope he has made further known of them to your Excellency before this Time, Captain Maxwell tells me that he did see in One of their hands such a Stick as One of the Two was brought to your Excellency with such Marks upon it, and feathers tyed to the End, having told

him of the two by Description to him as J saw them; and Liber K.
doubtless the Murderers is amongst this very party, One of these Jndians presented a bent Bow and Arrow at the English, at their first coming to Lootons, but was prevented by the rest of his Party as a small inclosed paper mentions by Captain Maxwell, and no doubt but the rest of their party would 'a seconded him, had they been further from the house, Looton since has convoyed them over Susquehannah River as informed to me; Sir, J have used my Endeavours to scann the Depth of this matter and will be too tedious to trouble your Excellency with Every particular, but hope Mr Looton will be called before your Excellency to give a more ample Account of them, and his heathenish Trade on the Sabbath Day: Captain Maxwell and the said Thomas Jones are fit persons to testify against him; Sir, J have been creditably informed lately of a great Cabal in our County held by the grand Leaders of the Jacobite Party (vizt) Col Coursey Major Sayer, Col Darnall, Majr Dorsey, Richard Smith, Samuel Chew, and John Hinson, their Rendezvous was at Darnalls, Chews, Dorseys and One Marieen Duvals, but the Occasion of meeting is not to be known: Sir, J shall not communicate any thing further at present, but the Presentation of my most humble service to your Excellency who subscribes himself

Sr

Your Excellencys most Obedient servant

To His Excellency Lionel Copley Esqr Nicholas Greenberry
Captain General & Governor in Chief
in and over his Majestys Territory & Province of Maryland
humbly present
with hast for their Majesties service

Jnclosed in the aforegoing were these following Letters Vizt p. 30

Mr George Ashman July the 18th 1692

Sir

J have been up at Captain Richardsons this very day with sixteen horse, and We were going up to Mr Thurstons, but J was very well informed that the Jndians was gone away up to Susquehannah River, and they was very peaceable and did no Body no harm, and very friendly they was, We finding that returned to Captn Richardsons, and stayed there about two or three hours, in the mean while Captn Richardson came home, and after a while We had some Discourse, We all came home Every man to house, J had not been above an hour at home, but Captain Richardson sent down a Man which is his Overseer in all hast, for the Indians and did fire off several Guns at the hogs, and without doubt have killed some, I do not

Liber K. know what to do about it, but I have sent up and down for men again to go up to morrow morning, to go with what force J can raise, for without doubt they have besett Captn Richardsons house this night, for he has no body but himself and One more with him for to make any Resistance, and that is small to stand such a wild Enemy, J desire You to write down to Col Greenberrys with what Expedition You can, for I desire You to give Notice to all the People up the River, for I do not know how soon the Indians may come down upon Us, J desire You to give Notice to all the Jnhabitants of your side of the River, that they may be careful in keeping their Arms clean, for I have enough to do this night to send and go my self up and down to get Men and horse to go up to Captain Richardson as soon as J can, for J am in hast to write to You

Iohn Thomas

give Notice to Johnson, Parker and John Carrington

Coll Greenberry

These are to acquaint You that on Monday last J arrived at my dwelling house where I met with Major Iohn Thomas with a party of Men, and amongst them a Party in whom I might confide being a credible person who coming down the Bay met with the Party of Indians with their Wives and Children, which your Letter to me specifies, but they offered no Violence to him nor indeed to any other as J am informed where they have been, since Captn Maxwell and a Party hath been with them and discoursed them, as You will hear of from him more at large; J doubt not but that a Rumour of another Nature is come to your Ears e'er this, the which I shall inform You of, and of the Occasion, and the Event at last (vizt) On Monday last my hands being at Work at a Plantation some distance from my house, at which time they heard several
p. 31 Guns Fired and heard some Piggs cry and looking somewhat narrowly espied some Indians, the Guns I heard my self but being at home my self alone, made my Arms ready expecting an Assault and my Gang of People came one after the other relating the aforesaid words, so that indeed I did take it for a reall Business insomuch that I immediately sent to Potapsicoe, an express to Major Thomas, which no sooner was done but the Indians came up to my House and seing me ready in Arms were more Frightned then we, and related the meaning of the Foregoing Rumour which was a Parcell of Delaware Indians was coming to my House, and by the way mett a Parcell of wild Turkeys at which they fired their Guns, and having had a Pig gave them which they tyed in a String, by

some means that Pig cryed which caused others to make a Noise, which was near. this is all the cause of the said rumor and if any thing should happen in reality as indeed I as yet do not any ways dread or fear, Yet I confess it behoves all People to be carefull, I shall use my utmost endeavours in Persuit after them with such Force as we can raise in these Parts, but I trust in God all is well and if any thing should happen unexpectedly you may (if God Permitt speedily Expect to hear of, having nothing else to add but that I am Liber K.

S^r^

Gunpowder River Your humble Serv^t^ to Power
Iuly the 20^th^ 1692 Thomas Richardson

A Frenchman lately come in with a Parcell of strange Indians at the head of the Bay and taken up for a Spie, or Party concerned with them, in designe of mischief was Ordered to be brought before the Board, and by an Interpreter Examin'd as follows Viz^t^

Having declared himself to have been formerly an Inhabitant of Canada and from thence run away and cohabited with the Indians, Queeried and Responced as follows

Interpreter how long since he left Canada

Answ^r^ Eight Years

Interpreter Upon what Acco^t^ he left Canada

Answ^r^ He went away without Leave of the Governor to some Indians that owed him some Beavor, and when he came back to the Town again the Governor put him in Prison, and in Irons, where he continued severall Months, but at last got loose made his escape and ever since hath used the Woods

Int^r^ he at first taking now gave out and reported that he that he came hither for fear of the war Queer what war he meant p. 32

Ans^r^ he never reported such thing

Interp what Profession or what Trade is he of

Ans^r^ he served three Years to a House Carpenter in Canada

Interp Hath he been all these 8 Years since he left Canada amongst those Indians

Ans^r^ He hath been ever since constantly with those Indians chiefly at a Fort call'd Saint Lewis

Interp how came he and those Indians with him to desert that Fort

Ans^r^ while he was with them there it happened that about 2 Years since they went away and some time after about August he resolved to follow them, and took a Canoe and went after them 300 Leagues in length, was 40 Days going, hunted for his Victuals which as he got he Roasted and found water in all Places

Liber K. Interp how came he to find them out

Ans[r] he Guessed the way and was guided by the course of the river, and when he came to them they made him very wellcome, having also amongst them 5 other Indians calld Wolf Indians which had formerly come to those 30 Indians that left the Fort abovesaid and invited them to come and live among them

Interp he had said that he was a Prisoner how came he so to be, and how came he to report before that he was weary of the warrs and was come hither to enquire for the Governor, and see for a reception, and leave to set down in quiet that they had with them 120 Captive Women and Children, some whereof he design'd to Present to the Governor, how doth it agree that they had among them so many Prisoners and yet he himself was a Prisoner

Ans[r] he met with those Indians but a little while since and further they did Suspect he would make his escape and therefore made him Prisoner

Interp Were those Women and Children in their Company Prisoners Ans. No Int[r] Why did he formerly say they were Ans: He denys it And saith that he had been misunderstood

Interp: he did tell the Governor that they had 120 Women and Children Captive slaves, were weary of the warrs and intended if they might be permitted to come here and set down with them in quiet

Ans[r] They had no Slaves with them

Interp: he did also tell M[r] Bougee in discourse that he had Six Slaves to Present to the Governor

Ans[r] There was among them 6 Prisoners Catakoy Indians but for any thing else denys

p. 33 Interp was he ever in Company with them when they killed any People

Ans[r] while he was amongst them they met with some other Indians one of whom they took with the Scalp of some Head

Interp what made them send him in before them

Ans[r] They were all together

Interp he was taken alone, how came he to leave them

Ans[r] he came of his own accord they sent him not

Interp How came he to leave them

Ans[r] He made his Escape

Interp Wherefore did he intimate and importune his desire to return to them again saying they woud suspect that the English had killed him if he went not back to them again

Ans[r] he denys any such Thing

Interp By what Name did the Indians call him

Ans[r] By his own Name—some of them calld him Father

Interp it appearing to this Board that he hath most notoriously contradicted himself, and wavered in most parts of his examination, gives good grounds of Suspicion that he is not right and therefore purpose to deliver him to our Friend Jndians to deal with him as they shall think fitt Liber K.

Captain Thomas Richardson called in declares that the Prisoner at his first taking and examination pretended and alledged that if he did not return again to those Indians, they woud suspect he was killed as the Interpreter Mr Vansweeringen had before reported, which as before Contradicts what he the said Prisoner now declared upon his examination, wherefore it is again resolved that he be delivered up to our Friend Jndians, & mean time be remanded into the Custody of the Sheriff of Ann Arrundell County there to be securely and safely kept untill further Orders Iacob Looton according to Summons appears he is charged and accused for Encouraging and inviting of Foreign Indians to come into this Province, and trade with him He saith that they were conducted and brought to him by another Englishman in order to set them over Susquehannah River

Quer how came he to entertain and trade with them without giving notice thereof as he ought to some Majistrate,

Ansr He dealt with them only for a little Corne and about Half a Dozen Matchcoats p. 34 Captain Maxwell examind saith that he was at the said Iacob Lootons house with a Party of Men and desired to speak with him the said Looton, but coud receive no other Ansr from him but that they were his Friends and seemed very Angry with him and his Men for disturbing of him, it was his Market Day and there was an Act coming out to Prohibit any trade with the Indians, and then nothing was to be done without a License &ca

The said Maxwell further saith that the said Lootons Wife was also in great Passion and turned their Horses loose, particularly seeking after the said Maxwells Horse, and immediately went to turn him Loose but as it fell out it was another mans, Mr Thomas Iones called in and examined saith that the said Looten alledged that Captain Browne had brought those Indians down to him, and that was warrant enough for him to walk by

Iames Frisell examind saith that the said Looton did declare they had three hundred Beavor Skins, and he must have one half of them Mr Iones further saith that when the French Prisoner first came in, there was a rumor of these Indians and he himself went to see the French man, but before he came Captn Richardson had carried him down, that coming to Mr Thurstons the woman there told him they were Delaware Indians whereupon he and the rest of his Company concluded to go to

Liber K. Iacob Lootons, where when they came the said Lootons Wife came out with her Arms abroad crying out hey hoe who are you coming to kill now, and such like discourse—Capt[n] Maxwell replied that the great Man brought a large Beavor Skin, and declared by the Interpreter they Presented him with a Beavor in expectation of having some Corn, after twice saying so the said Looton rose up and the Indian called him Fool and gave the Skin which he offerd Looton, to M[r] Iones for as much drink as he coud afford for it, which was Four Bottles and some Sugar

Iacob Looton alledges that the Indians declared they brought that as a token of Friendship to deale with the English which the said Jones and Maxwell deny and affirm he said otherwise

It was demanded of Capt[n] Maxwell what Indian it was that bent his Bow at them

He saith he knows not for the man that told him of it was not come down, but affirms all that he hath said or written to be true—

p. 35 Ordered that Iacob Looton give Bond or enter into Recognizance with goods and sufficient security to appear at the next Provincial Court, to answer what shall be Objected against him, and in the mean time to be of the good Behaviour, that he be bound in the sum of Five hundred Pounds Sterl, and Bond also to be taken of the Evidence to prosecute against him upon the Act of Assembly of this Province against dealing with the Indians &c[a] and likewise that Captain Iames Maxwell search the House and Plantations of the said Looton &c[a] according to the following Precept to him directed Viz[t]

Maryl[d] ss By his Excellency the Governor and Councill August 16[th] 1692

Ordered that Captain Iames Maxwell of Baltimore County with such Aid and Assistance as he shall think fit and convenient, do forthwith repair to and search the House and Plantation of M[r] Iacob Looton of the same County, for what Furr Skins or other Indian Truck may be supposed or suspected, he hath procured by way of Trade and Barter from the Indians which he is forthwith to make Seizure of and keep in his custody untill further orders giving a true and just acco[t] thereof and of every particular parcell thereof to his Excellency the Governor with all expedition, and for the better and more effectuall execution hereof the said Iames Maxwell is hereby authorised and empowred to enter into, search, examine, and if occasion be Break open any Chests, trunks, packs, or other Lock'd & barred Places where he shall or may suspect any the

commoditys aforesaid to be hid or conceald for all which this Liber K.
shall be his Sufficient Warrant

Sign'd p Order

To Captain Iames Maxwell
of Baltemore County J LL Cl Councill

These

Called in another parcell of Indians that were met with in the Woods back in Ann Arundell County by some of the Inhabitants of the said County—proceed to their Examination Viz[t]

Solomon Sparrow of Ann Arundell County declareth that going out a hunting back in the woods, these Indians came athwart their Track, sent after them and warned them not to go a hunting for they said the naked Indians were abroad and woud kill them if they met with them

Quest Were they sent by those Indians to enquire after the French man Prisoner as report goes, or are they of the naked Indians

Ind Ans[r] No, nor are they Senniquos, there are they say p. 36
seven Forts of them, one Fort of naked Indians, and some French joyned with them, those Indians they met with did give them an Acco[t] of such a man as the Frenchman was, and advised them if they met with him to bind him, and if the English met with him to take him and hang him

Qu Whither or no was the other Frenchman they had with them bound

Ans[r] No he was free and at Liberty was married and had been among them for Yeares

Captain Richardson declares that the French Prisoner at his first examination by M[r] Vansweeringen did affirm that those Indians from whom he came did brag that they had killed some Women and taken some Children

The Indians say that not long since (viz[t]) two or three days ago, they met with about 16 of the naked Indians going after the new York Indians, who had hurt the English Woman, and the Negro Woman, with whom they discoursed the matter, and asked them why they did so much mischief to the English who did them no hurt at all, they replied they were hired by the French so to do, their King being at warrs at home with the English but they likewise said they woud do the English no further mischief but wou'd come and make peace with them and bring a Present woud now returne back and go no further which accordingly they forthwith did

Qu When do they intend to come and make the peace

Ans[r] About a month hence either four or six of them will come to Zachaja or Mattapony corn Fields

Liber K. Upon further consideration had of the French Prisoner, it is Ordered that he be taken from the Sheriff of Ann Arundell County in whose Custody he at Present is and committed back into the Custody of the Sheriff of Saint Maries County, from whence he came, there to remain safely and closely confined, till further Orders, and such time as may have further advice concerning those naked Indians that may be the better able to give an Acco$^{t}$ thereof to the neighbouring Governm$^{ts}$

Tequassino One of the Great Men Indians on the Eastern Shore, complains and shews to the Board here, that whereas he had sold or Barter'd away a Horse with an english man in Cabbin Creek, his Name he knows not, nor can describe him to the Satisfaction of the Board for some certain Number of Matchcoats eight whereof were behind and yet unpaid which the said Man refuses to pay and satisfy to him according to agreement, he prays his Excellencys Order to Compel him thereunto

so soon as the Partys name coud be known or discovered he may have an Order according to his request

Afterwards it being suggested and made appear to the Board here by circumstances & such descriptions as the said Tequassino coud give, of the Person accused he obtaind and had granted to him this following

Order Viz$^{t}$ By his Excy the Gov$^{r}$ & Council
16 August 1693 Maryland ss.

p. 37 Ordered that the Sheriff of Dorset County forthwith upon Receipt hereof apprehend and take into his Custody the body of Henry Thomas, if he shall be found in his Bailywick, and him safely to keep so as to have him immediately before the next Majistrate to the place were he shall be found, to answer the complaint of Tequassino one of the eastern shore Indians concerning eight Matchcoats which to him he oweth, and from him he unjustly detaineth, and the said Majistrate is desired and hereby Ordered to hear and determine the same and to do therein what to Law and Iustice appertaineth

Sign'd p Order
To the Sher of Dorset County J LL Cl Councill
These

Upon a Petition preferred to this Board by Robert Rogers against M$^{r}$ Richard Beard of this County for not performing of Conditions upon a Contract between them made for the Petitioners seating for him the said Beard a plantation, which in his Part he hath Complyed with, it is the opinion of this Board & Ordered that the Petitioner apply himself to the Law where if he will he hath his proper Remedy

To his Excellency Lionel Copley Esq[r] Captain Generall and Governor in chief in and over the Province and Territory of Maryland Liber K.

The humble Petition of Henry ffearme

Sheweth

That in the Year 1681 your Petitioner loaded his Ship in Potuxen River, and gave a Bill of Exc[o] to the Lord of Baltimore to pay him 20£ Sterl in England for the duty of 200 hhds of Tobacco at 2[s] p hhd, Iohn Evans Planter in the said River, ships aboard 10 hhds of Tobacco, and was to go Passenger with me for Ireland, and was to pay Fourty Shillings p hhd Freight Evans was obliged with me to see the Bill of Exc[o] paid The Ship being very leaky going for Ireland was forced by extremity to the West Parts of Ireland to save the ship & Lives being in Harbour a Price was proffered for Tobacco as much as Tobacco was worth in Ireland, I perswaded the aforesaid Iohn Evans to make sale of his Tobacco and not to run any more Risk he sold his Tobacco and I gave him the Freight of the Tobacco and he then going for England I advised him to see if the Bill of Exc[o] was not paid that he should pay the Lords Agent himself with that 20 l Freight, thirty days after John Evans parted from me by mischance I lost my Ship and Goods before I cou'd attain to the City of Cork being my Port of Discharge the Ship and Goods being wholly my own lost to the Value of 1500[l] Sterling, I am arrested by Francis Collier that married In[o] Evans's Widow, I have been prisoner two months, I have been sick Six Months, and am still in a weak Condition, that if I Live I am to appear at the Provinciall Court, I am about 70 Years of Age Poor and a stranger in the Country, my humble request is that your Excellency be pleased that Frances Collier may choose 2 Men, and my self Choose 2 men, that it may be decided the difference I being sick and lying at great Charges p. 38

I shall ever be bound in Duty to pray

The Petitioner if he will qualify himself by Oath according to law may be admitted to defend himself in Forma Pauperis

To his Excellency Lionel Copley Esq[r] Governor in chief over the Province of Maryland

In all humble manner sheweth The humble Petition of Thomas Plummer of Ann Arundell County

That your Petitioner hath for these thirty Five Years last past been an Inhabitant and Liver in the County abovesaid, during the most of which time he hath had a Wife and divers Children, and nothing to maintain them with but what through

Liber K. his .... Industry, care, and hard Labour it hath pleased God far above his Deserts to bless him with, now may it Please your Excellency so it is that whereas your Petitioner being very credibly informed of your Great Clemency and Compassion, as well towards the poor, as the rich made him presume humbly to prostrate these at your Feet for redress, praying your Grave and serious Consideration in the premises hereafter mentioned, whereas your Petitioner almost two Years since hath had one Daughter, who unfortunately having too much Familiarity and Commerce with a Certain Negro Man was supposed by him to have a Child, for which he is truly sorry, now since her supposed delivery the Iustices of Calvert County, have at a Court held there in Ianuary was a twelve month last past, without a due Examination of the
p. 39 Premises, or hearing any Evidence on her part hath illegally found her Guilty, and for the remitting her Punishment out of ill will to your Petitioner, have laid on him a Fine of six thousand pound of Tobacco the like President was never known of before, Wherefore your Petitioner humbly prays your Excellencys Clemency that you woud please to grant an Order to the Iustices of the said County, for the remitting of the said unreasonable Fine, or at least so much of it as to your Excellency may seem convenient, otherwise your Petition$^{r}$ is doubtful that now in his old Age he and his Family in a manner are likely to be ruined, and further your Petitioner hopes that his request may be granted, by reason that what hath been done, was done before your Excellencys happy arrival into this Province for which

Your Petitioner as in duty bound shall ever pray

The Contents of the Foregoing Petition is referred to further Consideration for answer to be given thereto

His Excellency the Governor having Granted to Tho$^{s}$ Tench Esq$^{r}$ the following Commission did order the same to be recorded in this Iournal as follows Viz$^{t}$

Maryland ss

William & Mary by the Grace of God King & Queen of England, Scotland, France and Ireland, Defenders of the Faith &c$^{a}$ To Thomas Tench of Ann Arundell County Esq$^{r}$ Greeting, Out of the especial trust and confidence we have in your Loyalty Integrety prudent care and circumspection, we have ordained Constituted and appointed, as by these Presents we do ordain Constitute, and appoint, you the said Thomas Tench, Our Treasurer or Receiver Generall of our publick Dues and duties in our Province of Maryland, Viz$^{t}$ the four pence p Gallon Imposition on all liquors imported into

this Province, together with all Fines, Forfeitures, and Amurc- Liber K.
ments arising and becoming due unto us in any of our Courts of Iudicature, or otherwise within our said Province, according to the Laws, Customs and reasonable usage of our said Province, hereby Giving and Granting unto you our said Treasurer or Receiver Gen[l] full Power and authority, to ask, demand, Collect, & receive of all Persons whatsoever therein p. 40
concerned, all and Singular our dues and duties aforesaid, and for your better and more easy putting in Execution hereof, to nominate, constitute and appoint, and depute under you in each respective County within this Province, or where you shall see Convenient one or more Deputy or Deputys for the due managing, performing and executing, the powers and Authority hereby given and granted you, for which Deputy or Deputies you are also to be accountable as for your self and a true, exact, and just Acco[t] of your own and their proceedings, you are fairly to keep, and the same render to us or our Captain Generall, or chief Governor of our said Province, now or hereafter for the time being, therein Constituted, Authorised, and Appointed, when and as often as you shall be thereunto required, and Wee do hereby straightly Charge and Command all and singular our Officers & Majistrates civil and Military, within our said Province, and others the good People Inhabitants of the same, to be aiding and assisting unto you our said Treasurer and Receiver General & your respective Deputies to the utmost of their Skill and power, in the due execution hereof, to have and to hold the Place and Office of Treasurer and Receiver Generall aforesaid, to you the said Thomas Tench for and during Pleasure, with such reasonable sallary and allowance for the same as in such case hath heretofore been usually allowed and given; Witness our trusty and well beloved Lionel Copley Esq[r] Captain Generall and Governor in chief in and over our Province and Territory of Maryland aforesaid the 16[th] day of August in the Fourth Year of our Reign &c[a] Anno Dom 1692

L: C

At a Councill held at the house of M[r] John Larkin on the Ridge in Ann Arundel County the 17[th] day of August Anno Domini 1692

Present

His Excellency the Governor

the honble { Coll Nehemiah Blakiston, Coll Henry Iowles, Coll Nicholas Greenbury } { Thomas Tench Esq[r], Cap[t] In° Adison, Cap[t] Iohn Courts }

His Excellency recommends to the Board the Examination

Liber K. of the Indians yesterday taken, and demands their opinion whether it may not be necessary to acquaint and advise the neighbouring Governments of New York and Virginia thereof and that according to Information those Indians that did the
p. 41 mischief were the naked Indians and hired by the French so to do but were resolved to return home again without offering any further Injury and designed suddenly about Cohunk time as they term it to come and make a League with the English, but to that little Credit may be given, and taken only for a Pretence and Blind to prevent the English from making any Preparations of Defence

Resolved that Advice be accordingly given by Letter to the severall Governments of New York and Virginia

Ordered also That the Militia of the Province in the most open and Obnoxious Places be in a readiness viz$^{t}$ in Baltemore, Ann Arundell, Calvert and Charles County

To signify also to the said Neighbouring Governments that there is here in Custody a frenchman Prisoner who hath passed his Examination, but from thence we had rec'd but little Satisfaction and small Credit was to be given to what he reports, however it is thought fit to detain him still in Custody till further advice

Ordered also that the Rangers appointed to watch and guard the Frontiers of the Province be still continued and that Captain Thomas Richardson with twelve Men under his Command be appointed to range on the Frontiers of Baltimore County

Letter to New York and Virginia was writ and is as follows Viz$^{t}$

S$^{r}$ Maryland August 17$^{th}$ 1692

Having lately rec'd some Alarm from the appearance of some strange Indians upon the Frontiers of this Government and some mischief done as is suspected by them, both here and in Virginia and having also taken upon suspicion a french Prisoner that stragled from those Indians in their habit I thought fit to Conveene and consult their Majestys Council thereupon, and upon Examination of the Prisoner can receive little or no satisfaction, nor indeed any Certainty in his Report, but from some of our own Indians that accidentally met with a Party of them we are given to understand that they are a sort of Indians to the Westward called the naked Indians, and did commit the aforesaid Mischief being hired thereunto as they said by the French at Cannada, whose King in Europe had warr with the English as they informed the said Indians
p. 42 but those Indians seemed to be weary and recant their undertakings, and said they wou'd return back to their own Forts

without offering any further violence, and would come again about Cohunk time as they term'd it and make Peace with the English, and bring Presents for that purpose, as they told our Indians, but to it we can yet give little Credit, and doubt whether it may not be a Pretence only to lull us asleep at Present, and give them a fitter opportunity of executing their designes against us, however it is thought fit to have our Frontiers diligently Ranged and Scoured, and our Militia in places most Obnoxious in a readiness, and the French Prisoner still to detain in Custody till we can make some further discovery, and likewise to give you this necessary Information at present untill an Opportunity of more certain Intelligence may present from Liber K.

Sr

Your Excellencys most humble Servant

L Copley

George Hope of Ann Arundell County petitions the Board and prays an order to Resurvey the Lands of Mr Constable, Henry Hall and his own, to distinguish thereby the limits and bounds of his own land which he alledges he Cannot do, without a Certainty of one Line of Mr Constables Land: Coll Greeneberry is requested and undertakes to procure of Mr Constable the favour to give the Petitr satisfaction therein by permitting him by a sworn Surveyor to Run out that Line

To his Excellency Lionel Copley Esqr Captain Generall and Governor in chief in and over this his Majestys Province and Territory of Maryland

The Petition of Thos Plummer of Ann Arundell County Senr

most humbly sheweth

That at a County Court held for Calvert County in the month of Ianuary last past your Petitioners Daughter to her great Shame and Infamy, and to the great Grief & trouble of your Petitioner was convicted of having a Bastard child, whereupon it pleas'd the Commissioners of the said County Court in Remission of the Corporall Punishment due to her for the same, grievously to fine your Petitioner the sum of six thousand pounds of Tobacco an unparalled and unheard of mulct and as your Petitioner humbly Conceives against Law, and p. 43 shou'd he be compelled to pay the same wou'd prove the utter ruin and destruction of himself his Wife and Children and of a necessity bring them a charge upon the County, having nothing wherewith to maintain them, but his own Care Industry & Labour and some small matter it hath pleased God thereby to bless him with your petitioners Daughter is very much

Liber K. troubled and truly penitent for her miscarriage with serious Promises and resolutions of amendment your Petitioners very poor with a wife and severall small Children to maintain, he humbly moves your Excellencys serious and compassionate consideration of his condition so as to remitt the said extraordinary and unusuall excessive fine or such part thereof as to your Excellency shall seem meet

And shall pray &c[a]

Which Petition was granted and thereupon endorsed as foll[s] Viz[t]

By his Excellency the Governor and Councill
August 17[th] 1737

The Petitioners fine is remitted to Five hundred Pounds of Tobacco, and no more to be Levyed of him

Sign'd p Order
J LL Cl Councill

His Excellency informs the Board that for the better and more effectual management and dispatch of Business he had thought fit wholly to seperate and keep apart the Chancery Office and Records from those of the Provinciall Court, wherefore he thinks it reasonable, and moves the opinion and advice of this Board in setling the fees belonging to the said Office upon the Person who shall for the time being be employed or empowred to manage and execute the same

which is unanimously allowed and approved of

P. R. O. Maryland B. I. Vol. 2, B. G. p. 37

Colonel Nicholson's Proposal
for a general pardon.

It's humbly proposed that an Act of Oblivion be sent to Maryland for all Offences done before the arrival of His Excellency Governour Copley.

B. I. Vol. 2, B. F. p. 50

Colonel Copley's Answer to objections
and
His Proposals.

My Lord,

It is morally impossible for me or any person in my station here to serve their Majesties without complaint made by the Lord Baltemore Therefore what I think his Lordship or Agents may at this tyme make comp[lts] of I object against myselfe and answer as followeth

1[st] objection. Colonel Darnell my Lord Baltemore's Agent here preferred a Petition requiring many things to be delivered him.

Answer. I ordered him to take immediate possession of my Lords Houses and Estates which he did; for the other matters of the Petition being of a publick nature I thought it the safest and most prudent way to proferr them to the General Assembly that was then approaching, they had the Petition before them, they debated & voted upon it, and gave in writing their opinion with their reasons at large all which I have herewith sent your Lordship P. R. O Maryland B. I. Vol. 2, B. F.

2[d] Objection. That I should suffer some shipping to go home not going in fleets contrary to my instructions.

Answer. The several Masters petitioned the General Assembly then sitting (who earnestly intreated for them to me) to have their permitts shewing their convenient numbers and strength and going in company with the two Brownes who had letters of Marte obteyned by M[r] Bayly a merchant in London, and their utter ruine if stayed, and other cogent reasons given me in writing by the Assembly prevailed with me to do it. All these likewise I have herewith sent your Lordship.

3[rd] objection. That I should pass an Act to bring in money against my instructions.

Answer. There is a speciall saveing in the Act for all the Kings dues and Revenues ariseing here, the rates raised are on Foreign coyne only, and those no higher than in our neighbouring Collonies, the Assembly would not have passed the other Acts for support of Government if I had denyed this, and it continues but for three years.

4[th] objection. That I refused to swear M[r] Frisby one of the Councill he being named in my Instructions.

Answer. M[r] Frisby was generally represented to me to be one greatly disaffected to the present Government, and many instances given me whereby itt appeared he was one of the ringleaders of the disaffected party; besides he told me he was soon leaving this country with his family, and he has since gone for England.

5[th] objection. That I put a stop to his Agents receiving the fourteen pence Tunnage.

Answer. That the General Assembly has declared that duty to have been given for the use of the Country and never intended for the use of the Lord Baltemore and it is now setled upon their Maj[ties] for ever and I was desired by the Assembly to cause it to be collected and send the Bills for England which I have done and lodged them in M[r] Peter Pagan's custody to remeyne till their Maj[ties] further pleasure be known therein.

P. R. O.
Maryland
B. I. Vol. 2,
B. F.

Propositions humbly offered to
His Majesty

First. Pensilvania is at present much unsetled and in disorder I have sent a Gent. there privately to feel the pulses of the inhabitants thereof who are numerous and generally inclined and indeed uneasy till they are under their Maj^ties^ care and protection. It will be convenient to take some speedy care in that affair it is so adjoyned to this Province that it encourages false Traders here for Tobaccoe from Scotland and Holland and other places to the loss and prejudice of their Maj^ties^ customes, beside the Jacobite party (whereof Penn is notoriously known to be the head) will endeavor to involve that Country in troubles which will have some effect on this part of America Moste people in these parts think itt will be much for His Maj^ties^ service to anex that Country to this Province, the two present Governors and others being very desirous of itt.

2^d^ To avoyd false Traders it will be convenient that all Masters of Shipps trading from England hither give Bonds in their several persons before they come out to pay all dutyes and customes and to bring certificates hither of their having given Bonds, and to give a Bond here to carry my receipts of their respective Certificates to the respective Portes, the mischief of their giving Bonds here often happens to be thus, the Masters can give no other surety than two Planters who generally prove to be insolvent when there is occasion to sue their Bonds and false certificates are often produced here by false Traders All which I hope may be prevented by following the methods proposed.

This Province having many very large and navigable Rivers in it, and at great distance from one another many ships goe out singly, and many false Traders from Scotland and Holland and interlopers from Africa escape unpunished there being no sufficient power to controul and stopp them Wherefore I humbly conceive it will be necessary for their Maj^ties^ service that I may have a Frigate here, the rather for that the French Privateers are often encouraged to annoy our shipps they finding no resistance. 4^th^ This Province will never be happy till my Lord Baltimore's interest be bought out by His Majesty for while his interest continues his party will be considerable and on all occasions will be able to disturb the publick peace and quiet of this Government whereas if this Province were intire in his Majesty it would soon people the country and become as flourishing a Province as any.

5^th^ That there may be no strict embargoe hereafter considring the small Traders here from the west of England who will

be ruined if kept long here, they go and come frequently, and spend all their Tobaccoe in England, by which His Majestie hath His full customes paid. P. R. O. Maryland B. I. Vol. 2, B. F.

(Endorsed)
Rec[d] 15[th] Sept[r] 92.
Abstract of the Proposals read
19[th] Sept[r] 92.
B. F. p. 50.

A Memoriall B. I. Vol. 2, B. G. p. 7
Humbly laid before the right honourable
The Lords Committee of Trade and Plantations

The Agents employed by the Governour Councill and Assembly of their Majestys Province of Maryland

Have according to their Instructions presented severall Papers and Addresses to their Majestyes entituled viz[t]

First The Assembly's Petition to their Majestyes for the imposition money to be received from the 25 shipps that went away in the year 1690. to be paid to his Excellency the Governor in consideration and satisfaction of what money the Country made use of. So farr as it will goe towards payment thereof.

2[dly] The Humble Addresse of the Generall Assembly craving redresse for the great summe of money due from the Lord Baltimore to this Province and for other injuries done by his Lordshipp to the Inhabitants of this Province.

3[rdly] The Humble Representation of the Assembly to their Majestyes about demands made by the Lord Baltemore's Agents in Maryland in his Petition to the Governour.

4[thly] The Body of the Laws of Maryland presented for their Majestye's Royall Assent.

Which said Papers their Majestyes most Honourable Councill have referred to this honourable Board to be inspected.

Now forasmuch as the fleet bound for Maryland are in the Downes ready to depart Your Petitioners humbly pray that your Honours will vouchsafe to take the same into your speedy consideration to the end the said Agents may be able to render some effectuall accompt of the matter therein contained by the said Fleet.

To the King's most excellent Majesty B. I. Vol. 2, B. F. p. 44

The humble petition of your Majesty's faithful, loyal and obedient subjects the Representative Body of this your Majesty's Province of Maryland now assembled.

Humbly sheweth,

That your Majesty was pleased in your gracious letter in

P. R. O. Maryland B. I. Vol. 2, B. F.

the year 1691. to the then present Government of this Province, which was the convention of the Freemen of the same, freely and indifferently chosen out of each County) to comand them to permitt the Lord Baltemore to recover his revenues here ariseing, only reserving what had been usual for support of Government. In obedience thereunto they have yearly sent for England the twelve pence p hogshead given for that end and purpose of all such shipps that chanced in this Province, and have defrayed all publick charges of Govern$^{t}$ by tobacco equally leavyed upon the Inhabitants thereof Butt soe it is may it please your Majesty before the arrival of your Maj$^{ty's}$ Governor here the said Convention had disposed off the summ of nine hundred and forty pounds sterling this yeares Revenue ariseing by the said Imposition for defraying the publick charges of the Government by which means your Maj$^{ty's}$ said Governor is debarred of a great part of this years revenue And whereas since his arrivall and setlement of the Govern$^{t}$ by his great care and diligence in that matter there is no less than five and twenty ships discovered that departed this Province in the yeare 1690: without cleareing their shipps or paying the said imposition which your Maj$^{s}$ Governor will use his endeavours to secure here from time to time as such shall arrive or come into this Province.

The Premises considered Wee your Maj: most humble Petitioners and faithfull subjects humbly beseech your most sacred Majesty that the said Imposition money of twelve pence p hhd by the said ships dicovered may be received here in this Province by your Majesty's Governor to his use, in consideration of what moneys the Country hath for support of the Government before since his arrivall made use of for soe farr as it will goe;

And wee your most loyall and obedient subjects as in duety bound shall ever pray for your Majesty's long and prosperous reigne over us. Signed p Order of the House

Kenelm Cheseldyne

Recd 15$^{th}$ Sept$^{r}$ 1692 speaker.
Read 19$^{th}$ " 1692
Referred to the Comittee by Order of the
15$^{th}$ Sept$^{r}$ 1692.

B. F. p. 44.

p. 40

To the Kings most Excellent Majesties

The humble Representations of the Members of this present Assembly the Freemen and Representatives of this Your Majesties Province of Maryland.

May it please your Majestie,

Wee the Freemen and Representatives of this your Majes-

ties Province of Maryland having received from the Honour- P. R. O. Maryland B. I. Vol. 2, B. F.
able your Majestie's Governor and Councill severall demands made by the Lord Baltemore, of his pretended rights in this your Majtie's Province As first of twelve pence a hogshead imposition upon Tobacco, secondly of fourteene pence per Tonn for all Tobaccoes exported out of this Province thirdly of all fines and amerciaments in your Majtie's Courts fourthly of all waifts strays wilde horses and wilde hoggs fifthly of all bills bonds and other writeings relateing to his Lordship's land after a full search and cleere understanding of all matters pertinent to the same doe for a full satisfaction to your Majestie and refuting of all representations we can occurr on any hand in all humility crave pardon with that freedom as becomes our duty and loyalty to your Majestie wee ofer and briefly declare to your Majestie the Voates passed this Assembly in relation to the same as by the Voates hereafter doth appeare.

1st As to the 12d p hoggshead this house say that they are with their Majties Royal assent ready to confirme the same to his Ldp provided his Ldp grant the same conditions of Plantation he did before the happy Revolution or the same that their Majties doe to the Colony of Virginia to the Inhabitants of this Province and such of their Majties subjects as for the future shall transport themselves hither to inhabite which wee humbly conceive was the true intention and designe of his p. 3
Lordshipp's Pattent granted by King Charles the first as fully appeares by the preamble thereof which was primarly to advance the Crown of England by seating a large and ample Colony which wee humbly conceive the best way to effect is by granting easy terms and conditions of taking up land to the Inhabitants at present and future times without which the Province will dayly decay and the intent of the Pattent be totally frustrated.

2ndly As to the 14d p Tonn this House have fully searched and examined into the true cause of the making of that Act and though the Journalls of that Assembly as well as the original Law is either by negligence lost or designedly made away by the late Government yet many persons liveing and some of this Assembly doe remember and saye that the same was for building of Forts and finding of powder and shott for the Country's use And further that that duty ever was and still is by the Inhabitants called Fort Duetys and not Port Duetyes as it is now termed in the said Act upon which evidence and peruseall of the Law and fully debateing the same this house doe unanimously declare that the said 14d p Tonn doth of right and according to the intention of the makers of that Law belong to the Crowne and humbly desire

P. R. O. Maryland B. I. Vol. 2, B. F.

their Maj^ties^ Royal Assent to an Act to invest the same in their Maj^ties^ Heirs and Successors for ever it seeming very unequal to them that the Crowne of England should be at that charge of building Forts which is absolutely necessary for secureing shipps in time of war and secureing their Maj^ties^ duetyes in both tyme of peace and warr and the Lord Baltemore receive the money given by his Maj^ties^ subjects for that end and purpose which is esteemed worth eight hundred pounds sterling p ann., but more especially when we consider the great revenue His Maj^tys^ clemency hath still allowed and afforded his Lordshipp out of this Province and how litle it cost him and his Father in secureing the land it being chiefely peopled at first by unpeopling their Maj^ties^ Colony of Virginia invited in hither with their families and estates by a more fertile soil and the specious pretence of liberty of conscience.

3^rdly^ As to the demand of the fines and amerciaments untill the late happy revolution soe farr as they were legall his Lordship wee humbly conceive ought to have them but what hath since legally accrued and forever for the future are the undoubted rights of the Crowne of England the one ariseing from the breach of their Majesties Laws the other an antient Prerogative of the Crowne by Custome immemoriall for their false clamour in his Courts of Judicatures.

4^thly^ As to the demand of waifs strays wilde horses and wilde hoggs this house say that such a Franchise can no way suite with the nature and constitution of this Province nor any new seated Plantation the same being very numerous and the Country uncleared of wood and every man's Tract of land so lardge that it is impossible to fence the same soe that the whole stock of the Country runn promiscuously one amongst the other and every mans property only distinguished by his proper make entred upon record soe that by such a grant his Ldp would entitle himselfe and engross into his hand the whole stock of the Province and destroy every mans property in the same Some Franchise ought not to be admitted till the convenience of the Province will give leave thereunto which wee humbly offer and submitt to their Maj^ties^ pleasure and whereas unmarked wilde cattle horses and hoggs were by an Act of Assembly given to his Ldp to avoid the contentions that happened about the property haveing noe marke to distinguish the same the said Law being for the good and benefit of the Province and all the titles his Ldpp can pretend to such unmarked cattle wee humbly conceive the same to be now by that Law invested in their Maj^ties^ as also to appoint Rangers to take up the same in which wee submitt to their Majesties pleasure.

5^thly^ As to the demand that all Bills Bonds Records and

other writeings to his Lordships Land belonging this house say that all Bonds and Bills given for warrants to take up Land where the parties have taken up land thereupon ought to be delivered up to his Ldp but where they have not executed the said warrant and returned a Certificate of the same they ought not to be delivered till the parties receive the benefit of the same and as to Records relateing to Land taken upp under his Ldpp they say that they conceive their Maj$^{ties}$ subjects Title to such Lands are the only evidence for the same and ought not to be entrusted or be in the custody of any but His Maj$^{tys}$ Secretary thereunto commissioned & lodged in his Office to which his Ldpps Officers and all His Maj$^{tys}$ subjects have free access. P. R. O. Maryland B. I. Vol. 2, B. F.

And now having presumed to lay these things before your Majestie with all humble submission purely out of duety & for preventing evill constructions of our enemyes and for our own just vindication wee most humbly beseech your sacred Majestie to consider what is here represented and to take such courses as in your royall wisdom shall think fitt to be done therein and wee your Majesties most humble and faithfull subjects as in duty bound shall ever pray for your long and prosperous reign over us

Kenelm Cheseldyn Speaker.

| | |
|---|---|
| Ed Wynne | Robert Crook |
| Robert Mason | James Smallwood |
| Henry Michell | Phill: Hoskins |
| John Brooke | W$^{m}$ Dent |
| Jn$^{o}$ Hammond | Henry Hawkings |
| Tho. Small | Edward Pindar |
| Will: Harris | Henry Trippe |
| Henry Ridgley | Tho. Tasker |
| Edw: Boothby | Hugh Sherwood |
| John Campbell | Jn$^{o}$ Dorsey |
| Philip Clarke | Francis Watkins |
| Jo. Watson | Tho. Stacy |
| Hans Hanson | James Sanders |
| T. Wroth. | Roger Welford |

Jn$^{o}$ Bozman
Lazarus Maddox
Thomas Theakston
W$^{m}$ Whittington

(Endorsed)
Referred to the Committee by Order of Councill of the 15$^{th}$ Sept$^{r}$ 1692.
Rec$^{d}$ 19$^{th}$ Sept$^{r}$ 1692.
B. F. p. 40.

P. R. O. Maryland B. I. Vol. 2, B. F. p. 42f.

Council Chamber
the 19th of Septr 1692.

Sir,

The Lords of the Committee of Trade and Plantations having received the Representation of the Assembly of Maryland to their Majesties, referred to the Comittee by Order in Councill of the 15th of this month, touching several demands made by the Lord Baltemore in that Province, their Lordshipps have ordered the enclosed Copy thereof to be sent to you for your opinion, as to the matters of Law ariseing in the several Articles contained in the said Address

I am
Your most humble servant
John Povey.

Inclosed is a Copy of the Act for the Port dutys mentioned in the Representation, which dutys by custom have been changed into money.

Mr Solr Genl

B. I. Vol. 8, p. 78

To Mr Guy with a Copy of an Address of the Assembly of Maryland touching severall summs due from Lord Baltemore.

Councill Chamber the 19th of Sepber 1692.

Sir

The Lords of the Committee of Trade and Plantations having received the address of the Assembly of Maryland to their Majesties referred to the Committee by Order in Councill of the 15th of this month touching severall summs of Monies due to that Province from the Lord Baltemore their Lordships have ordered the enclosed copy of the said Address to be sent to you to be laid before the Lords Commissioners of their Majesties Treasury for their Lordships consideration therein as their Lordships shall think most conducing to their Majesties service.

I am &c:

B. I. Vol. 2, B. F. p. 45

To John Povey Esqre from Mr Guy.

Sir,

The Lords Commrs of their Majesty's Treasury have commanded me to returne to you the Petition of the Assembly of Maryland for receiving the Impo money of 25. shipps that went away in the year 1690 for the use of the Governor in consideration of what money the Country disposed of for support of the Government; their Lordshipps desire you to report to them how this whole matter of fact stands.

I am
Sir
Your most humble servant
Hen: Guy.

Treasury Chambers
Septr 21. 1692.

At a Councill held at the City of Saint Maries the 30th day of Septr Anno Domini 1692 Liber K.

Present p. 44

His Excellency Lionel Copley Esqr Governor

the honble { Coll Nehemiah Blakiston
Coll Nich Greenebury
Thomas Tench Esqr }

Appeared also at the Board the Honble Francis Nicholson Esqr his Majestys Lieutenant Governor commissionated for this Province and produced his Commission for that Purpose which was read as follows Vizt

W: R:

William and Mary by the Grace of God King and Queen of England Scotland France and Ireland Defenders of the Faith &ca to our trusty and well Beloved Captain Francis Nicholson our Lieutenant Governor of our Collony and Dominion of Virginia in America Greeting whereas by our Commission under our Great Seal of England bearing Date the 27 day of Iune in the third Year of our Reign, wee have thought fit to Constitute and appoint our trusty and well belov'd Lionel Copley Esqr our Captain General and Governor in chief in and over our Province and Territory of Maryland in America and whereas we repose especiall trust and confidence in your Loyalty Courage and circumspection, we do by these presents constitute and appoint you to be our Lieutenant Governor of our said Province and territory of Maryland to have hold exercise and enjoy the said Place and Office for & during our Pleasure with all rights Priviledges profitts Perquisites & Advantages to the same belonging or appertaining and in Case of the Death or absence of the said Lionel Copley we do hereby authorise and Require you to execute and perform all and singular the Powers and directions contained in our said Commission to Lionel Copley Esqr and such Instructions as we have already or hereafter shall from time to time send unto him and you are to observe & follow such directions & orders as you shall receive from us, the said Lionel Copley or any other our chief Governor of our said Province and Territory of Maryland for the time being during his Residence within the same, and we hereby command all and singular our Officers Ministers and Loving Subjects of our said Province and Territory and others whom it may concern to take due notice hereof and to give their ready obedience accordingly Given at our Court at Kensington the 24th day of February 1691/2 in the 4th year of our Reign

By his Majestys Command
Nottingham

Liber K. p. 45 at the same time also appeared the Hon^ble^ S^r^ Thomas Lawrence his Majestys Secretary of this Province and produced his Commission for the same together with his Instructions and order of King and Councill concerning concerning the respective County and the Places within this Province which were all read and delivered to him to be recorded as well as in this Iournall

The Oaths of Lieutenant Governor and of Counsellor were administred unto and taken by the Hon^ble^ Francis Nicholson Esq^r^

The Oaths of Secretary and of Counsellor also administred to the Hon^ble^ S^r^ Thomas Lawrence, and they both took their places at the Board

S^r^ Thomas Lawrence moves that whereas he had provided a Seal to be cut in England for the Use of his Office here although the same may not be thought so proper and effectual for that purpose as might have been, yet he may be admitted for present to make use thereof which was allowed and approved of

Ordered that a New Commission be prepared and drawn for the Provincial Court adding thereto Francis Nicholson Esq^r^ in his proper place next the Governor

Produced and read a petition signed p Severall of the Inhabitants of Somersett County to the Number of one hundred and twelve Persons, praying the continuance among them their Ministers (viz^t^) one of them of the Church of England, other three dissenters only in some small matters but willing to qualify themselves so far as in conscience they can by taking the Oaths of Allegiance and abhorrency

Referred to further consideration

Upon Application made to this Board by Iohn Kemble the Brother of one Robert Kemble late of Baltemore County found murdered as is supposed by Abigall his Wife and one William Luffman and others confederates that the said Luffman Abigall &c^a^ were fled into Virginia and there apprehended and taken into custody with severall Goods and other things of the said deceaseds Estate according to the following acco^t^ given by the said Kemble—viz^t^

An Inventory of a certain Parcell of Goods which William Luffman carried away of Robert Kembles Estate &c^a^ to say two Gunns, one sword, severall Iron Potts, and two or three Feather Beds, three Slaves one English Boy Servant, one twelve Foot Boat very well rigg'd with several other Goods which I know not Given under my Hand September the 30^th^ day 1692 John Kemble

Ordered that a Letter be writ to the Governor of Virginia Liber K. requesting his favour in causing the said Persons Boats and Goods to be delivered to the said John Kemble who is sent on purpose with a Boat and four able Hands well armed to p. 46 receive and convey them hither to the Prov[ll] Court now sitting at Saint Maries &c[a] as follows Viz[t]

S[t] Marys in Maryland September 30[th] 1692

S[r]

Providence having lately detected and brought to Light a horrid murder some time since committed upon the Body of one Rob[t] Kemble an Inhabitant of this Province by Abigall his wife, one William Luffman (who hath since intermarried the said Abigall) and Jack a Negro Man slave belonging to the said Kemble with other confederates, some of which are now taken and here in custody, and being also certainly informed that the said Luffman, his wife and the Negro aforesaid the principal Actors therein, together with a Negro woman named Sue and a Negro Child, and English Boy named Peter, with a Boat also and several other Goods of the said Kembles Estate are apprehended Seized and Secured in the custody of one M[r] Burrows high Sheriff of Princes Anns County in Virginia under your Government I have sent thither a Boat and four able Hands well armed under the conduct of Iohn Kemble the Brother of the Person murdered to receive and convey hither the said Criminalls to our Prov[ll] Court now sitting in order whereunto and the better to effect the same I am to request the favour of your Particular Orders to the said Sheriff, and other Officers civill and Military and others the Inhabitants in those Parts to aid and assist the said Iohn Kemble, and contribute what in them lyes as well to the safe delivery of the said Criminals and the severall Persons aforesaid to the care Custody and charge of the said Kemble, as also to give and afford him all necessary aid and assistance in the safe guarding Passage and conveyance through the Limits of your Government and that the Boat and other Goods and traffick taken with them may be also delivered into the hands of the said Iohn Kemble to whom of right they do belong as heir and Adm[r] of his murdered Brother: the barbarity of the murder you will perceive by the tenor of the Depositions which for your better Satisfaction I have caused to be copied and inclosed sent you it calls aloud for Iustice and will I doubt not be a sufficient motive to obtain your contribution thereunto, assuring you of all fair and ready complyance from hence in any thing of the like nature or otherwise tending to their Maj[stys] Service, the safety of their Subjects and a good correspondency between the two Gov-

Liber K. ernments which shall always be the real hearty design and endeavour of

S^r^
Your Excellencys most humble Servant
L: C

p. 47 Ordered that the Sheriff of S^t^ Marys County do forthwith procure and provide four able Men well Armed and provided to go with the said John Kemble over into Virginia with the foregoing Letter and to Conduct back the Prisoners &c^a^

His Excellency the Governor acquaints the Board that having formerly to wit the 16^th^ day of August last by advice and Order of Councill commanded Cap^t^ Iames Maxwell of Baltemore County to search for Seize and take into his custody what skins furrs and other Indian truck Iacob Looton had traded for and purchased of the Indians contrary to Act of Assembly &c^a^ and the same in his Possession to keep untill further Orders his Excellency did now think fit to order the delivery thereof into the hands of M^r^ Geo Plater their Majestys Collector for Pottuxent District for further Orders which accordingly he did as follows Viz^t^

September 30^th^ 1692

Cap^t^ Maxwell

The furrs Skins &c^a^ which you have brought down with you, you are required to deliver into the custody and possession of M^r^ George Plater their Majestys Collector for Pottuxent District take his receipt for the Quantity and it shall discharge you of the same

Sign'd p Order of his Excellency the Governor and Councill
p J LLewellin Clerk

P. R. O. Maryland B. I. Vol. 8, p. 71

To M^r^ Guy with the Pet^n^ of the Assembly of Maryland about the duties of 25 ships.

Whitehall 23^rd^ September 1692.

Sir,

The Lords of the Committee of Trade and Plantations have received the Petition of the Assembly of Maryland referr'd to the Committee by Order in Council of the 15^th^ of this month praying that the Imposition Money of 12^d^ p hogshead due from the twenty five ships that departed out of that Province in the year 1690. without clearing or paying the said imposition money be received by Coll: Copley in consideration of what the Country hath made use of for the support of the Government of that province. Their Lordships have ordered the inclosed Copy of the said Petition to be sent to you to be

laid before the Lords Commissioners of their Majesty's Treasury with the desire of the Committee to receive as soon as may be the opinion of the Lords Commissioners of the Treasury upon the whole matter P. R. O Maryland B. I. Vol. 8.

I am &c:

May it please your Lordships

In obedience to your Lord$^{sp's}$ Order signified to me by M$^{r}$ Guy the 21$^{st}$ of this month that I should report the matter of Fact relating to the Petition of the Assembly of Maryland concerning the Impost Money of twenty five ships that came from that Province without paying the duties there in the year 1690. I humbly represent to your Lordships that by an Act past in the Assembly of Maryland the 30$^{th}$ of Aprill 1619 an Impost of two shillings for every hogshead of Tobacco exported from thence is granted to the Lord Proprietor of Maryland whereof one moyety is appropriated by the said act for the use and support of the Government there that upon taking that Province under the immediate care and attention of the Crown her Majesty in Councill on the twenty sixth of February 1690. was pleased to order that according to the said Act one moyety of the said impost of two shillings p hogshead should be applyed to the use of the Government of Maryland and that the other moyety should be received by the Lord Baltemore to his own use as Proprietary of that Province. And Col: Copley being directed by her Majesty's Instructions bearing date the 26$^{th}$ of August 1691. to take care that one fourth part of the said moyety be applied towards the maintaining a constant Magazine with Arms and ammunition for the defence of the Country And to receive the remaining three fourths parts to his own use as Governor in Chief of that Province for his support of the Government there The sume of nine hundred and forty pounds of the moyety of the said Impost for the year 1692. appears by the said Petition to have been disposed of by the Convent$^{n}$ of Maryland for the Publicque uses of the Government before the arriviall of Collonl Copley Whereupon the Assembly humbly pray that in lieu thereof so far as it will answer the same Col: Copley may have directions to receive to his own use the whole moyety of the said Impost of two shillings p hogshead from the twenty five ships which came from Maryland in the year 1690 without paying the duties there But the Receiver Generall of Customs being directed by your Lordships order of the 2$^{d}$ of Oct. 1691 to demand from the Masters of twenty ships which came from Maryland in the year 1690 without paying the duties there the sum of seaventeen hundred and thirty pounds nineteen shillings which appeared to be due for the duties of their ships

P. R. O. Maryland B. I. Vol. 8.

and whereof the moyety of the Impost of two shillings ꝑ hogshead amounted to about seaven hundred and thirty five pounds fifteen shillings. And your Lordships having further directed the Receiver Generall by order of the 28th of January last to pay to the Lord Baltemore the sume of four hundred sixty five pounds and nineteen shillings out of the money which he then had or should receive for the moyety of the Impost of two shillings ꝑ hogshead from the said twenty six ships in consideration of the like sume alledged to be due to the Lord Baltemore out of the duties received from severall ships in that Province in the year 1690. and no account having as yet been given by the Receiver Generall of his proceedings herein. I am not able to inform your Lordships whether all or any part of the said seaventeen hundred and thirty pounds nineteen shillings due from the Masters of the said Twenty six ships has been received or whether according to what has been proposed to your Lordships the names of the Masters refusing to pay the same and of the said ships have been certified by the Receiver Generall that upon the return of those ships or Masters to Maryland the Government there may oblige them to make good the said duties before they be permitted to come away.

All which is most humbly submitted.

Whitehall the 23rd of
September 1692.

Mr Knight's Report touching 12d ꝑ hogshead
for 21 ships that left Maryland without
clearing.

May it please your Lordships

In obedience to your Lordsps commands signified by Mr Guy the 26th past and in answer to a letter of Mr John Povey's dated the 23d of the same Month I most humbly inform your Lordships that of the 1130 19 0 due from twenty seaven ships that did not clear the Port duties with the Navall Officer of Maryland from the 1st August 1689 to the 12. of August 1690. There have only been received six hundred and ninety pounds ten shillings the Kings ꝑte whereof amounting only to two hundred ninety six pounds and nineteen shillings have been paid over to the Lord Baltemore pursuant to your Lordsps warrant to me of the 28th January last in part of four hundred sixty and five pounds nineteen shillings due to his Lordship as by the said Warrant in your Lordships Books will more fully appear. The Particulars of the Money received for the severall ships is as follows

Vizt

P. R. O. Maryland B. I. Vol. 8.

| Ships Names | Mastrs Names | Kings Part | Ld Baltemore | Totalls. |
|---|---|---|---|---|
| Constant Mary | John Gunney | 35 00 0 | 46 13 4 | 81 13 4 |
| William —— | Robt Lurten | 34 07 0 | 46 00 4 | 80 7 4 |
| Abra: & Francis | Ed: Burford | 33 00 0 | 47 11 8 | 80 11 8 |
| Eliz: & Katherine | John Hyde. | 33 10 0 | 45 3 4 | 78 13 4 |
| Globe. | Barth: Watts | 44 00 0 | 56 16 8 | 100 16 8 |
| Edwd & Mary. | Michll Staples | 30 17 0 | 39 16 8 | 70 13 8 |
| Baltemore | Samll Phillips | 37 18 0 | 48 19 8 | 86 17 8 |
| Jon & Margaret | Ralph Cooper. | 33 10 0 | 43 6 0 | 76 16 0 |
| John | Geo: Phillips. | 14 17 0 | 19 3 4 | 34 00 4 |

Which is humbly submitted to your Lordsps by your Lordsps most Obedt & most humble servant
Custome House London John Knight.
the 1st of October 1692.

Liber K.

At a Councill held at the City of
St Marys the first Day of October
Anno Dom 1692

Present
his Excellency the Governor
Francis Nicholson Esqr Lt Governor
the honble
{ Sr Thomas Lawrence } Coll Nicholas Greeneberry
{ Coll Nehemiah Blakiston } Thomas Tench Esqr

Returned by Mr Charles Hynson Clerk of Kent County Court a List of the Fines Forfeitures and Amerciaments of the said County Court from the time of the Revolution

Returned also by Mr Iohn West Clerk of Sommerset County Court a List of the same in that County Court—both Ordered to be delivered to the Clerk of the Provinciall Court for further orders from his Excellency His Majestys Warrant dated the 7th Day of Ianuary Anno Domini 1691/2 for making use of the new Broad Seal appointed for this Province and now p. 48 brought in, was produced and read and ordered that the same be accordingly for the Future made use of within this Province upon all Occasions requiring the same

His Excellency having lately received information of a tumultuous meeting and disturbance made at Talbot County Court House by Mr Iohn Lillingston and others his associates in the month of Febry last is pleased to communicate the same to the Board and accordingly produced and ordered to be read the following paper Vizt

Liber K. May it please your Excellency

The Account that I can give to your Excellency concerning Mr Lillingston, and the transactions of him and his Complices at a Court held in Talbot County the third Tuesday in February last is as followeth vizt that the said Mr Lillingston came to court on Tuesday morning and taking an upper Room in the court house, continued there untill Friday following during which time he and his associates were Drinking, that Mr Finney and other Gentlemen of the Court being in Company with Mr Lillingston it was demanded by some of his Company by what Power or Authority they held a Court, that the Compy that Mr Lillingston had were such Persons as were dissafected to the present Government, that on Thursday night following the Court breaking up that Evening some of Mr Lillingstons Company leaving him went downe, and did put their heads into the Pillory, and others took their Horses and rid into the Court and did carry their Horses upon the Bench where the Iustices usually set; the next day they said Mr Lillingston and his Company, bespoke a dinner to be brought to the Water Side, and a table to be there, were they did carouse that day, and the Company would have a Name for their Meeting what their meeting should be called by, and it was answered a Convention Mr William Finney can give your Excellency a more larger Accot and also the names of the Persons of that Society who is ready when your Excellency Requires. I am

Your Excellencys most humble and Obedient Servant

May the 16th 1692 Griff Iones

The said Griffith Iones being called in and Interrogated in the Premises having nothing further to say at Present then what is contained in the foregoing Paper which being chiefly by hear say more then of his own Certain knowledge, the same is waved for this time and he Dismissed.

Mr William Finney called in and Examined gives in his Testimony in Writing as follows Vizt

The Information of Mr William Finney of Talbot County (Vizt)

p. 49 Saith

That in February last Mr Iohn Lillingston in company with Michael Earle, Ioseph Greene, Iohn Hinson, Thomas Smith, Ioseph Lambert, and severall others, which the Informant cannot remember, came to Talbot County Court during their Setting and holding the said Court in the said month of February and took a Room in the Court House over the Commissioners Chambers one day during the said Court, the said

Thomas Smith came into the Commissioners Room and asked them by what Authority they held Court, the Informant asked him how he dare ask such a Question, but he denied that he had said so Mr Edmunson being present and walking cross the Room averred he did say so the Informant to the best of his Remembrance called him Impudent fellow or such like term, and commanded him out of the Room, the day following and the Court being over, the Informant having some Business and coming to the Court House, he saw a great deal of Victuals coming out of the Court House, and carrying into the Feild and meeting with Mr Salter the man of the House he asked the Informant if he would not go to Dinner with them the Informant asked with whom, so the said Salter presently told him of the whole Gang but hearing by Mr Griffith Iones and the said Salter what mad pranks they had played the night before, the Informant refused and did not go among them, for he was told they had been drinking all Night, some of them had rid their Horses into the court House, some in their Frolicks had put themselves into the Pillory; and there they drank that day at the point till they were so drunk that they fell together by the Ears and Michael Earl Flung Ioseph Greene in the water and Lillingston fell to cuffing Michael Earl &c[a] and that in their Frolicks they would give a name to their Place of meeting, and Lillingston he said it should be called the Convention, but others said no that would be too Broad it should be called Lambeth Hall the aforesaid Company continued in their Frolicks for the space of four days or thereabouts Liber K.

W Finney

The foregoing containing chiefly Testimony by hear say is at present waved and the said William Finney dismissed till further occasion

Iohn Salter called in and Interrogotared in this matter gives first an Acco[t] of the Company present at the transactions aforesaid viz[t] Mr Lillingston Mr William Cowsey, Richard Macklin Ioseph Lambert Ioseph Greene Mr Iohn Hinson Sen[r] Michael Earle Mr Rich Bennet Thomas Hinds, Iohn Lamb, Samuel Withers and Thomas Smith he likewise gives a short Acco[t] of the severall passages between them which appearing to be very defective and short of the Information given he is ordered to draw up in Writing the whole Sum and Substance of what he knows thereof for the perusall of this Board to which his Oath will be required p. 50

Ordered that Summons issue for Nicholas Clouds to appear hereon Monday next, to testify the truth of his knowledge in the premises Samuel Withers his Examination therein is also

Liber K. referred till Monday Morning, next at which time he is required to appear here and testify &c[a]

At the Motion and humble request of Iohn LLlewellin the Clerk of the Councill, it is ordered that he prepare a table or catalogue of fees Usually incident to his Office for the perusall of this Board and that for his Sallary he be allowed as formerly agreed on and proposed by his Excellency

Was then produced and read to the Board the following Deposition of Iohn Lee concerning the tumultuous transactions at Talbot Count Court (viz[t])

The Deposition of Iohn Lee of Talbot County in the Province of Maryland aged about one or two and twenty Years being sworn saith That on Wednesday at night being at the Court in Talbot County it being then Ianuary Court Anno 1691/2 M[r] Hinds, and M[r] Earle, and M[r] Thomas Smith, and M[r] Lillingston and others in Company was not Willing that he should leave them, but some of the Company brought M[r] Hinds Horse, and tyed him to the bar in the Court House and after that the said M[r] Thomas Smith with M[r] Samuel Withers the Sheriff of Talbot County and another whom your Deponent thinks was M[r] Richard Bennet put themselves in the Pillory and because M[r] Hinds was Drunk, the said Samuel Withers and the other person put the said Hinds his Stillyards in the room and stead of the said Hinds, and further your Deponent saith not

Sworn before me this 5[th] day of Sept[r] 1692 In[o] Lee.
Nicholas Greeneberry

Produced and read the following Paper (viz[t])

Memd:

As to what words was spoken by M[r] Francis Perkens Merchant of London on the 28[th] day of April at London Town in Ann Arundell County 1692 in the hearing of us whose names are underwritten (viz[t]) The said Perkins saith that he was
p. 51 on board Captain Iohn Browns Ship in Plymouth, when Capt Coad came on Board the said ship, and the said Captain Coad enquired of the said Browne for one Benjamin Ricand who he expected to find there bound for Maryland, but the said Brown did tell him no such Person was there, whereupon the said Captain Coad desired the said Browne to permit him a Passage aboard the Ship Baily M[r] Perry Browns Ship riding in the same harbour, and the said Coad going on Board the said ship with Captain Iohn Browne where the said Coad met with the said Benjamin Ricand, and there delivered unto him a Pacquet of Letters directed to this Province of Maryland for

their Majestys Service but after the two Browns Ships was out at Sea, and Coll Coursey and Cap$^{t}$ Hinson Passengers in the said Perry Browns Ship, they made many Visits, sometimes on Board one Ship and the other, and Coursey Hinson, Lillingston, Lingan with M$^{r}$ Perry Brown and some others in the said ship did all agree and resolve to make a Private Search in the said ship to find out the said Packet of Letters and if they could by any ways find them out, was all agreed to break them open, and see the Contents of what was in them, but could not tell whither the said Letters was found or not, no otherwise then that he did hear the said Ricand say that such a Packet of Letters had been taken out of his chest Liber K.

Nicholas Greenberry
Iames Sanders
William Hopkins

The said Benjamin Ricand being called in and examined saith that he did receive a large Letter at Plymouth, directed to the Government here, which he promised to deliver at his arrivall here to M$^{r}$ Andrew Abington, but when he was about half Seas over he lost it, it was taken out of his chest, that two days before he mist it, one Edward Felks desired to see the Superscription which he shewed him and put the Letter up again but never saw it after

Edward Felks called and examined whither he knows any thing of the said Letter which he desired to see and it was shewed him but two days before it was lost acknowledges that he did see the said Letter, but knows not what afterwards became of it—

Information being giving against Major Edward Dorsey for severall mutinous and seditious speeches by him spoken on Board Capt$^{n}$ W$^{m}$ Hills Ship in presence of M$^{r}$ Thomas Cornwall and several others then on board, the said Cornwall is called in and desired to acquaint the Board with what then passed between the said Dorsey and the said Captain Hill in relation to the Premises, he saith that severall high words passed between them which moved him the said Cornwall to retort something by way of reprimand to the said Dorsey but what the words positively were he cannot truly call to mind p. 52

was also read some Deposition of Thomas Dodd, Henry Bird and Francis Searson Chyrurgeon concerning the said words—all referred to further consideration

Liber K.

At a Councill held at the City of
S[t] Marys the 6[th] day of October Anno
Domini 1692

Present

His Excellency Lionel Copley Esq[r] Governor
Francis Nicholson Esq[r] L[tt] Governor
the honble { S[r] Thomas Lawrence
Coll Nehemiah Blakiston Thomas Tench Esq[r]
Coll Nich[o] Greenberry Capt[n] Iohn Courts }

His Excellency is pleased to communicate to the Board the happy Success and Victory lately obtained by their Majestys forces at Sea and Land against the French and proposed a day of thanksgiving to be set apart and appointed for the same throughout the Province, which was unanimously approved of, and ordered that Proclamation issue accordingly thereby requiring all Persons duly and solemnly to observe and keep the same by their due acknowledgment to Almighty God in their devotions for so great a blessing, and otherwise to express their Ioy in such decent ways and methods as in such Cases is usuall that Thursday next be appointed for Solemnization thereof, in the City of S[t] Marys, thursday sev'nnight following for the County of S[t] Marys, and the next thursday after throughout the rest of the Province

Captain Iohn Addison one of the members of this Hon[ble] Board makes his appearance and takes his place.

The Proclamation was accordingly drawn up and Ordered to be published being as follows Viz[t]

Maryld. ss: By his Exc[lcy] the Cap[t] Gen[l] &c[a]

A Proclamation

p. 53 It Having pleased Almighty God to bless prosper and succeed the Royal Arms of our most Gracious Soveraigns Lord and Lady King William and Queen Mary &c[a] with a most happy and glorious Victory by Sea and Land lately obtained against the French King, as it affords matter of Great Ioy and consolation without doubt to the whole Confederacy and all good Christians in General, so ought it more particularly and specially to affect us their Majestys naturall born Leige Subjects who have so great a Share and Interest therein, not only with an Outward and Superficiall shew of Ioy and Gladness, but also with a true inward and serious sence of Gratitude for those great Blessings it hath pleased Almighty God the Author and Projector thereof thereby to bestow on us so far as to invite and stir us up to render unto him the just Tribute of our most humble and hearty praise and thanks for the same wherefore and to that end and purpose I have thought fit to

nominate and appoint, and I do hereby in their Majestys Liber K.
Names by and with the Advice and consent of their Majestys Councill here nominate and appoint thursday next the 13th Instant to be a day set apart kept and solemnized at the City of St Marys, thursday following the 20th Instant within and through the County of St Marys and thursday next after following the 27th Instant generally in and throughout the rest of the Province, which respective days in the respective Counties and places aforesaid all and singular the Majistrates & Officers civill and Military and all others their Majestys Subjects therein Inhabiting, residing or being are straightly enjoyned charged and commanded to Solemnize, set apart and keep as days of publick rejoycing and thanksgiving to Almighty God for so great a blessing, not only by rendering unto him all due Honours glory and praise in their most solemn and serious devotions and religious Exercise, but also by using such other outward and publick decent demonstrations and expressions of Ioy and Gratitude as upon such great and solemn occasions hath been usual and practical in all Parts of the Christian World: and I do hereby in their Majestys Names straightly prohibit and forbid, all Masters of familys Mistresses Dames or Overseers or others whatsoever within this Province to work or use any Servile or Bodily Labour themselves, or suffer or permit their Children, Servants, Slaves or others under their charge and tuition so to do on the respective days aforesaid to be kept and Solemnized within their respective Counties and places aforesaid as they will answer the Contrary at their peril, and on pain of being severely Proceeded against for their contempt, and to the end the same may the better be p. 54
published and made known, and that none may plead or pretend Ignorance herein I do in their Majestys name further straightly charge and command, all and singular the respective Sheriffs of this Province forthwith upon receipt hereof to make publick Proclamation hereof in the most publick and convenient places within their respective Counties: Given at the City of Saint Marys under the Great Seal of this Province of Maryland the sixth day of Octr in the fourth year of their Majestys Reign &ca Anno Domini 1692

God save K W & Q M

Stephen Sumpter of Calvert County publick Post appointed humbly moves the Board by his Petition for further allowance then has yet been made him for his Officiating therein the Committee not having Sufficiently allowed him for the same

The Committee appointed for laying of the Publick levy being sent for make their appearance are made acquainted with the Complaint of Stephen Sumpter, they say that he

Liber K. hath been formerly allowed Six thousand and odd pounds of Tobacco and now they had further allowed him one thousand pounds of Tobacco more which they conceived was a competent and sufficient Sallary

Recommended also to them an Acco$^{t}$ exibited p M$^{r}$ Iohn Hall Sheriff of Baltemore County which they had Referred to the Consideration of the next Assembly they are desired to take the same now into their Care, being of publick concernment and ought to be duly discharg$^{d}$ Iacob Young the Indian Interpreter having been severall times employed for the Country and publick Service and been at severall charges and Expences therein he is also recommended to their consideration for a suitable allowance all which they are desired to consult of, and all other things before them and to make report of their proceedings to this Board when Perfected

Edward Felks charged and accused for having a hand or being concern'd in the intercepting and making away with a publick packett directed to this Government for their Majestys Service being called in and examin'd thereupon having little to urge in his own Defence more then his own innocency alledged, it is thought fit by his Exc$^{llcy}$ and this Board that he be thereof acquitted and discharged upon the Acco$^{t}$ of his Majestys happy Success and late Victory against the French

p. 55 M$^{r}$ Iohn Lillingston accused for a late tumultuous Riot and meeting at Talbot County Court House is also called in and thereof acquitted and discharged upon the acco$^{t}$ aforesaid with caution given him for his good and more orderly Behaviour for the future, and to encourage him heartily to joyn with the rest of their Majestys Subjects in Solemnization of the thanksgiving day appointed

Thomas Thurston late principal Military Officer in Baltemore County against whom severall complaints have been lately made for unruly and disorderly actions and behaviour in his place towards the Inhabitants of the County &c$^{a}$ is also called in and thereof acquitted and discharged and from his further attendance at this Board, but the publick ammunition in his hands he is ordered and required to deliver quickly into the hands and possession of the chief Military Officer now there appointed according to Proclamation

Proposed the appointing a certain standing number of fixt Rangers upon the Frontier parts of the Country, to be in constant Service and their pay ascertained

Ordered that Six Men with two Officers be appointed in the most considerable and exposed Places on the Frontiers viz$^{t}$ Capt$^{n}$ Rich$^{d}$ Brightwell with six men under his command well armed & provided to range from the head & Branches of Pottomuck to the branches of Pottuxent one other with six

men more armed &c[a] as afores[d] from the head of Pottuxen to Liber K.
the head of Pottapsico and one more with the like Number of men from thence to the head of Susquahanno River to be nominated and appointed, as also their pay agreed for and ascertained by his Excellency the Governor

To his Excellency Lionel Copley Esq[r] Governor and to the honourable their Majestys Councill of Maryland

The petition of Iames Foster of Ann Arundell County most humbly Sheweth

That your Petitioner by his own hard Labour Pains and Industry (the only means he hath wherewith to support himself his Wife and Family) having acquired a small quantity of Tobacco sufficient to purchase a small piece of Land, whereon to seat himself and make future Provision for their sustenance, did accordingly some time since procure and purchase therewith p. 56
of one Nathaniel Stinchcomb of the aforesaid County a small tract of Land, which your Petitioner seated built on and improved with no small charge to a convenient Plantation and habitation for the support and maintainance of himself and his Family since which one M[r] William Hopkins of the aforesaid County, having a covetous desire for the said Land as Lying commodious for him, and taking advantage of the nonage of the said Nathaniel Stinchcomb when he made sale thereof to your Petitioner did afterwards within the time and (as your Petitioner is also advised) before he came to full age privately and underhand practise and deal with the said Nathaniel to recant and fall of from his first Bargain and sale to your Petit[r] and to sell the same again to him the said Hopkins wickedly Maliciously and fraudently insinuating to him, the advantage he would gain thereby of having double pay for the same, for what he had before done would signify nothing neither could he be compelled by your Petitioner to make restitution of what really and Bona fide he had rec'd: he being then in his minority and therefore incapable of disposing of his Land, neither could your Petitioner recover any thing back from him by Law, by which Suggestion and Perswasions of the said Hopkins, the said Nathaniel Stinchcomb as himself hath since confessed, and is ready to confirm, being most importunately sollicited and continually plyed by the said Hopkins, was at last seduced to a second Bargain and sale of the said land to the said Hopkins wherein the said Hopkins was so diligent and earnest that he procured a conveyance thereof to be drawn executed and recorded in the County Court before such time as your Petitioner was aware or indeed could imagine him to have Effected till he were at full Age: the fraudulent unjust Proceedings of the said Hopkins your Petitioner complained of

Liber K. and made so evidently to appear to the Iustices of the said County Court, that they approved of and ordered your Petitioners Conveyance from the said Nathaniel to be also recorded and the former granted to the said Hopkins did seeme to be Unjust fraudulent and Surreptitiously obtained.

p. 57 Now may it Please your Honours the better to corrobate and Confirm your Petitioners just and equitable right and title to the Premises in regard the said Hopkins hath anticipated your Petitioner in recording his conveyance aforesaid your Petitioner humbly prays an order from this Honourable Board may issue to the Iustices of the said County Court to vacate annull and make void by an order of their Court the Conveyance and record thereof to the said Hopkins as surreptitiously and fraudulently obtained and confirm that of your Petitioners as his just and equitable right and title

And shall pray &c[a]

which Petition was thus answered and endorsed (viz[t])

By the Gov[r] & Councill Oct[r] 6[th] 1692

The tenor of the Petition containing matter of Law this Board cannot take cognizance thereof, but refer the same to be decided by the Law: howbeit it seemeth to this Board that the Petitioner hath the most just and equitable right to the Land within mentioned

Sign'd p Order

J LLewellin Cl Councill

P. R. O. Maryland B. I. Vol. 8, p. 50

Additional Instructions for our Trusty and Welbeloved Lyonell Copley Esq[re] our Captain Generall and Governor in Chief in and over our Province and Territory of Maryland in America and in his absence to the Governor in Chief of our said Province for the time being

Whereas we have taken notice of the great losses susteined by our Subjects trading to our Plantations in America by the falling of their ships into the hands of the French in their return to England and to the End that all possible means may be used for the security of Merchants ships in their voyage home. Our Will and Pleasure is and we do hereby strictly charge and require you to take care that during this time of Warr no ships be permitted to come from Maryland but in Fleets or under the Convoy or Protection of some of our ships of Warr or at such time as you shall receive notice from hence for their meeting such convoys as may be appointed for the bringing of them safe to some of our Ports in this Kingdome

and in case of any danger you are to expect directions from hence what preparations shall be further necessary for their security. P. R. O. Maryland B. I. Vol. 8.

Given at our Court at Whitehall the 7th day of October 1692. In the fourth year of Our Reign.

By Her Majestie's Command.
Nottingham.

The Queen's Letter to Coll: Copley to assist New York. p. 48

Marie R.

Trusty and Welbeloved we Greet you well. Whereas it has been represented unto Us in Councill in behalf of our Province of New York in America That the same having been at great Expence for the preservation and defence of Albany its Frontiers against the French (by the loss of which Province the Inhabitants of Maryland and Virginia would not be able to live but in Garrison) and having hitherto preserved that Post the Burden thereby is now intolerable to the Inhabitants there. We think it reasonable and necessary that our severall Colonies and Provinces of N. England Virginia Maryland and Pensilvania should be aiding and assisting from time to time to the Governor or Commander in Chief of our said Province of New York in the maintenance and defence of it during the present Warr and accordingly our Will and Pleasure is that upon Application of the said Governor or Commander in Chief you do immediately send him such aid and assistance in Men or otherwise for the security of our said Province from the attempts of the French or Indians as the condition of the Plantation under your Government shall permitt. And our further Pleasure is that as soon as conveniently may be you agree with the Governors of Virginia Pensilvania and New England to whom we have sent the like directions upon a Quotta of Men or other assistance to be given by each Colony or Province for the defence of New York as occasion may require the same and that you return a speedy account of your proceedings herein to the end such further directions may be given as shall be necessary for the securing the Fort of Albany and the Province of New York from the attempts of our enemies in those parts and so we bid you farewell.

Given at our Court at Whitehall the 11th day of October 1692. In the fourth year of our Reign.

By Her Majesties Command
Nottingham.

P. R. O. Maryland B. I. Vol. 8, p. 45

Lord Baltemore Referr'd to the Treasury

At the Court at Whitehall
the 12th of Octber 1692.

Present
The Lords of Their Majts most Honble Privy Councill.

Upon reading this day at the Board the humble petition of Charles Lord Baltemore Praying that in regard his Agents at Maryland are by their confinement disabled from acting for him according to the power sent them Order may be given to all such Masters of Vessells as have already made this last voyage and are come home as also to those that are dayly expected from Maryland to pay the one shilling Impost on Tobacco and fourteen pence per Tunn to the Petrs pursuant to the Order of the 26th of February last. It was ordered by their Lordships that it be referred to the Right Honble the Lords Commissioners of the Treasury to consider of the Petitioners request and to give such order thereupon as their Lordships shall judge fit

At a Councill held at his Excellency the
Governors house at St Peters the 13th day
of October Anno Domini 1692

Present
His Excellency the Governor
the honble

| | |
|---|---|
| Sr Thomas Lawrence | Thomas Tench Esqr |
| Collo Nehemiah Blakiston | Capt Iohn Addison |
| Collo Nicholas Greenbury | Capt Iohn Courts |

A Servant Boy belonging to Mr Edward Man of Talbot County accused for the murder of two Negroes but cleared and lying for his fees only, Ordered that he be returned again to his Master the said Edward Man to complete with him his full time of Servitude as also for his runaway time over and
p. 58 above, the said Man giving good security for the forth Coming of the said Boy after he shall have made him full Satisfaction as aforesaid to reimburse and satisfy to the County for his Fees &ca otherwise the said Boy to make Satisfaction for the same to the Country first and then to satisfy his said Master as aforesaid

Mr Henry Denton and Mr Robert Mason nominated and appointed by the Committee to allott and proportion the publick Levy being sent for are required to inform this Board what progress they have made therein, they say they have

almost finished all, that there appears to be an Error of 75444 l of Tob^cco committed in the Assesment made by the Assembly (viz^t) so much raised by the Act over and above the charge of what was by them allotted to be paid to the severall Persons therein mentioned P. R. O. Maryland B. I. Vol. 8.

Upon Consideration whereof Resolved and it is the opinion of this board that they are sufficiently qualified and empowred to distribute and dispose of the said sum as they shall see convenient for the satisfaction of such Persons as have not been satisfied so far forth as the same will extend to: Ordered that M^r Henry Denton do calculate from his Iournal what deductions have been made out of the several Acco^ts to them exibited, and what reference made to the next Assembly

Ordered that the French man lately taken from among the strange Indians at the head of the Bay and suspect for a spy being in custody and nothing more appearing against him be acquitted and released.—

The King of Pocomoke and severall of his great men and attendants being now come over and waiting Audience to renew their League with the Government his Excellency demands the opinion and advice of the Board therein and what Presents, is fitting to make them Resolved that six Match Coats six pair Stockings and six Bottles of Rum be presented them upon the treaty, and that Articles be drawn up according to usual Form, and signed and passed reciprocally between them and his Excellency.

Ordered that William Read lately convict of Felony be Transported to some other of their Majestys Plantations in America and there sold for the term of Seven years to the most advantage, and the product thereof to be made good to the Country towards the satisfaction for his fees charges &c^a p. 59

S^r Thomas Lawrence humbly moves the Board for their advice and opinion what Seals to provide for each County of the Province, Resolved that the Kings Arms with the Names of the County inscribed be made for each County.—

The said S^r Thomas also moves that he may require and have an Acco^t from Iohn LLewellin and William Taylard of all their Fees and Perquisits accruing by Virtue of their Offices which any ways have appertained to the Secretarys Place from the date of his Commission as being he conceives his due, he making to them a just and reasonable allowance for their care pains & trouble therein

The said Iohn LLewellin and William Taylard being made acquainted therewith humbly offer themselves in defence against the said motion and conceive they have no reason to comply therewith for that they have been sufficiently authorised to act in their severall Stations and have done all in their own right and to their own use

P. R. O. Maryland B. I. Vol. 8. The said S[r] Thomas further moves for the rendition of the severall records in their custody to him and that he may have copys of the Iournalls of the Councill and all other publick Acts to send for England

In answer to which his Excellency informs the Board and assures S[r] Thomas that he himself is oblig'd by his Instructions to send by all oppertunitys by him all necessary orders and publick Acts which he shall take Care to do accordingly: were then produced and read his Excellencys Instructions by which it appears that S[r] Tho[s] Lawrence his charge is to be complyed with at his Excellencys directions the said S[r] Thomas's Instructions being subordinate to those of his Excellencys

Proposed to S[r] Thomas his giving good Security for his Office, and that he take Care to take the same of his Deputys which he promises to do, but desires to know what Security may be required of him to w[ch] is answered such security as is usually given in this or other their Majestys Plantation

Adjourn till to morrow morning

p. 60 At a Councill held at his Excellency the Governors the 14[th] day of October Anno Dom 1692

Present

His Excellency the Governor

the honble

| | |
|---|---|
| S[r] Thomas Lawrence | Thomas Tench Esq[r] |
| Coll[o] Nehemiah Blakiston | Capt Iohn Addison |
| Coll[o] Nicholas Greenbury | Capt Iohn Courts |

The King of Pocomoke and his Indians at their request are admitted and called in

Declared unto them that the Emperor of Pascattoway, King of Mattawoman King of Choptico and Emperor of Nanticoke have been here and entered into a League of Amity with his Excellency the Governor in behalf of King William and Queen Mary and their Subjects the Inhabitants of this Province and Virginia, demanded of them if they are Willing upon the same Acco[t] and have any desire to enter into the same League They return for answer that the Governor being lately come from England the King of Pocomoke is now come hither on purpose to see him and desires to have a peace with him they are acquainted that there are Articles of peace ready drawn up and provided the same as have been concluded on with the other Indians, one part whereof is intended to be signed by his Excellency the Governor and delivered to them to keep, and the other part to be signed by the King and

delivered to his Excellency that each Party may at all times Liber K.
apply thereunto to know the Terms and be sensible of any breach if such shall happen to be made on either Side

They approve of the same have read unto them the Articles which they also approve of and consent unto they are both mutually signed sealed and deliver'd in manner aforesaid and they have presented unto them six Matchcoats and six pair Fine Hose

Complaint made by one of the great men Indians that the English daily encroach upon their Land in particular Captain Whittington and one Iohn Gillam they desire to have their Lands assigned them duly laid out and ascertained they p. 61
complain also that almost every fall the English pull down their Fences and put in their Stocks of Cattle &c[a]

It is answered them that his Excellency will duly enquire into all their Grievances of this nature and take care to do them all right and Iustice therein that their Land shall be laid out and ascertained to them that they for the future be at peace and quiet and that they shall have no more trouble: wherewith they declare themselves Content

S[r] Thomas Lawrence again moves the Board for their order to M[r] William Taylard and Iohn LLewellin the one as Clerk of the Provinciall Court, the other as Clerk of the Land Office and Publick Notary may deliver up to him the Records under their charge and custody—

He is advised first to qualify himself as Secretary to receive them by giving sufficient Security for the due Execution of his Office as other the Secretarys of other their Majestys Plantations are obliged to and do Perform, to which he answers that whatever the Secretarys of this Province have been usually obliged to he is ready and willing to Comply with

It was further alledged and averred to him that under the former Government there were generally employed and preferred to that Office his Lordships own relations, and the proceedings then altogether arbitrary, and that what was then done in such cases was for the most part Private and underhand

He then desires to know what security it is that is required of him Ans[r] Such as in the others of their Majestys Plantations—whereupon were produced and ordered to be read the Laws of Iamaica whereby the Secretary there is obliged to give Bond with sufficient Security in the sum of four thousand Pounds Sterl for his due Performance &c[a]

He humbly desires his Excellency to enquire into what hath been the Custom and constant Practice of this Province, and from thence Compute what may be required of him, and if he p. 62
must be obligd to give such security he desires and thinks it

Liber K. but reasonable that he should have such fees as formerly the Secretarys have had

He is assured that such fees as are properly incident to his Office he shall not be debarred of upon any score but that every officer ought to receive the fees peculiar to his Office for what shall be by him done and performed

He then desires to be informed what it is he may claim as his proper Perquisits

To which it is answered that it is required of him first to give security for his Place which he desires to be rightly informed what Security is required of him; he is again acquainted and given to Understand that the custom in other places is for four thous[d] pounds Sterl, but for that the board is unwilling to put him to too much trouble or debarr him of executing his Office two thousand pounds Sterl with security will be taken and accepted of as sufficient from him he again moves to know whether he shall be required to give security before he enter upon the execution of his Office, and also whether his own Bond with such security as he shall take from the severall Clerks for their places to be by him assigned may not be sufficient

Ans[r] He may Possibly take very slender security of the Clerks but the Country will undoubtedly expect good substantial security from him that will have the custody and keeping of the Records of their Estates &c[a]

He desires to know whither or no the Records may be delivered him before such time as he have given such security as is required of him

Ans[r] It is expected that he first give security

He desires the members of the Board every one severally to be his Security, which they all Refuse, he then alledges that an Act impossible to be complyed with him is imposed upon him he being a meer Stranger and unacquainted in the Country.

Ans[r] The Act is nee're the more impossible for his being refused by the Councill for that there were others to be found besides them in the Country, however it is at last resolved and advised that he proceed in the Execution of his Office as
p. 63 Secretary, and for any other Dispute as to fees &c[a] the same is referred to the consideration and decision of the next Assembly

S[r] Thomas alledges that formerly by Act of Assembly of this Province there was allowed to the Secretary of this Province a fee of £2. 1. 4 for entring and Clearing of any Ship or Vessell &c[a] which when the Lord Baltemore thought fitt to take to himself, he gave them in Lieu thereof the Ordinary Licenses that since there is an Order of Councill lately passed

abridging him of some fees formerly allowed by Act of As- Liber K.
sembly to the Secretary and an Act of Assembly lately passed taking away the Ordinary Licenses which had always before for 14 or 15 Years last past been taken by and paid to the Secretarys, against both which he protests and appeals he saith to King and Councill in England

He is further and again given to understand that it is referred to the Assembly what security shall be required of him, and whether those fees in the Act now termed Chancery fees being performed by a Particular Officer thereunto appointed are notwithstanding to be paid to the Secretary or the Person that shall officiate therein & he is therefore advised to proceed in the execution of his Office

He desires again to know whether he may have the records delivered him up or no and whether the former Clerks of the Offices at S$^{t}$ Marys may not be obliged to give him an Acco$^{t}$ of their Perquisites since the date of his Commission or whither the Collection of those fees not yet rec'd by them may not be suspended till they have rendred him such Acco$^{t}$

J LLewellin the Clerk of the Councill to whose custody were committed the records of the Land Office &c$^{a}$ at S$^{t}$ Marys alledges and makes appear to the Board here, that when the Records was committed to his custody, the convention did order and allot him the fees for Searches Copies &c$^{a}$ thereby accruing

So soon as the Records in the custody of either the aforesaid Clerks can conveniently be perfected and an Acco$^{t}$ thereof taken ordered that they be delivered to S$^{r}$ Tho$^{s}$ Lawrence and that he forthwith proceed to the Execution of his Office, taking all fees properly belonging to his Office by Act of Assembly and accruing since his arrivall, and it is also resolved and concluded on that those Persons who have officiated in the severall Offices at the State House have take and receive p. 64
to themselves the full fees Profits and Perquisites thereby accruing to the arrivall of S$^{r}$ Thomas into this Province—

To his Excellency the Governor &c$^{a}$ and his honble Councill
The humble Petition of William Taylard
humbly Sheweth

That whereas at the first erecting of the Provincial Court of this Province by the Convention being then the Government of this Province your Petitioner was appointed Clerk of the said Court with the fees and Perquisits granted him during the absence of the Secretary and since which time your Petitioner has been continued in the said Office by his Excellency the Governor which has been by him executed and perform'd with great Labour and Expence and to no great advantage he

Liber K. having taken the management thereof upon him in the infancy of the profits and advantages that may now hereafter accrue, and now may it please your Honours S^r^ Thomas Lawrence their Majestys Secretary being arrived your Petition^r^ expects an Order of this honble board for delivery of the aforesaid Office and Records &c^a^ thereto belonging unto him the said S^r^ Thomas Lawrence, your Petitioner therefore humbly prays your Honours to take into your serious considerations the trouble charge and Expence of your Petitioner in officiating as aforesaid and grant an order of this Board that execution may be awarded him for the fees that has accrued during the time of his officiating in the said Office, the which as your Petitioner humbly conceives is his just Right

And your Petitioner as in Duty bound shall ever pray

The Petition granted and Ordered that the Petitioner have Execution for the Fees accruing to the said Office untill the arrivall of S^r^ Thomas Lawrence into the Province, and that for what he hath since done and acted in that Office S^r^ Thomas Lawrence pay and satisfy unto him what he shall reasonably Deserve.—

p. 65 To his Excellency the Governor

The humble Petition of William Morris

Most humbly Sheweth

That whereas your Petitioner is yet a Prisoner at S^t^ Marys and like so to remain and not only so but also likely to perish by reason of want, wherefore your Petitioner does humbly crave your Excellencys consideration in this case, and grant that your Petitioner may be returned a Prisoner into the County of Somerset to give Bail as is required

And your Petitioner shall ever as in duty bound pray &c^a^

which Petition was thus answered and endorsed viz^t^

By the Governor and Councill Oct^r^ 14 1692

Upon a Petition this day preferred to this Board for and in behalf of William Morris of Somerset County a Prisoner in the Custody of the Sheriff of S^t^ Marys County Ordered that the said Morris paying or securing to be paid his fees due for his Imprisonm^t^ &c^a^ and also the charge of his transportation hence into Somerset County may have the Liberty of being transported thither into the Custody of the Sheriff of the said County there to remain untill he shall find good Security for his good behaviour and appearance at the next Provinciall Court to answer what shall be laid to his charge

Signed p Order

J LL Cl Counsell

To his Excellency the Governor & the honble Liber K.
Councill

The petition of Edward Greene of Somerset County most humbly Sheweth

That Vincent Lowe Esq[r] late of this Province dec'd had granted unto him the 2[d] day of December 1680 a warrant for three thousand acres of Land on any Part or Place of Delaware Bay, the Sea Board Side, or the whore kills upon the Lord Baltemores conditions of Plantation then in force, that the said warrant is since by M[rs] Elizabeth Lowe the Relict of p. 66 the said Vincent Lowe assigned and sett over unto your Petitioner by endorsment on the back of the said warrant hereunto annexed: your Petitioner humbly prays your Hon[rs] special order for renewment of the said warrant according to the tenor of the said former warrant: the same being as yet wholly unexecuted, nor any use thereof made

And shall pray &c[a]

The Petition granted and Ordered that warrant be renewed to the Petitioner as prayed

To his Excellency the Governor & the honble Councill

The Petition of Ioshua Barkstead

humbly Sheweth

That your Petitioner hath been formerly employed in the Office of a Surveyor in Sommerset County, and therein well and truly behaved himself according to the tenor of his Oath copy whereof is hereunto annexed, that he understands the said Office is now vacant and your Honour about to settle those Offices in every County of the Province your Petitioner humbly conceives himself sufficiently qualified for such a Place through the Skill and Iudgment he hath in the Art of Surveying, he therefore humbly prays your Honours wou'd vouchsafe to confer on him the said Office in Somerset County aforesaid

And shall pray &c[a]

annexed to the foregoing petition was this following Certificate Viz[t] M[r] Ioshua Barkstead you do swear that what Lands Islands Beaches or Marshes you are legally empowred to survey in Somersett County, the same you will perform honestly justly and truly according to the best of your Skill knowledge and understanding

So help you God

Memd that this day to Wit the 9[th] day of Iuly 1691 came M[r] Ioshua Barkstead before me and took the above written oath as witness my hand

Iames Round

Vera Copia

p Iohn West Cl Cur Comit Somerset

Entred on Record in Lib B W Z folio 143 p I W

Liber K. The aforegoing Petition granted and Commission issued as follows viz[t]

p. 67 Lionel Copley Esq[r] Captain Generall and Governor in chief in and over this their Majestys Province and Territory of Maryland to Ioshua Barkstead of Somersett County Gent greeting

Out of the especial Trust and confidence I have in your discretion fidelity and circumspection as well as your skill and Iudgment in the Art of Surveying I have ordained constituted and appointed and by these Presents do ordain constitute and appoint you the said Joshua Barkstead to be Surveyor of Somersett County af[d] to the utmost bounds Limits and Extents thereof hereby authorising and Impowring you to survey or resurvey for any Person or Persons any Tract or Parcell of Land or Lands in the said County according to such warrants orders and precepts Instructions and directions as shall from time to time and at all times hereafter be directed to you from me, from the Councill Board the Surveyor Generall of this Province or other officer to be hereafter thereunto lawfully authorised and appointed, and in all things you are to act do and perform as to the Place and Office of Surveyor belongeth, or as any Surveyor of a County may or of right ought to do provided that in any new or fresh Survey or Resurvey hereafter to be by you made you intrench not upon nor run within the Lines of any former or more ancient survey or Land reserved for the Lord Baltemores use nor direct your courses contrary to his Lordships late conditions of Plantation of this Province, but in all things duly and regularly proceed as hath been the Custom and Practice of former Surveyors, according to the rules and Instructions to you given and prescribed to have and to hold the said Place and Office of Surveyor of Somersett County aforesaid to the said Ioshua Barkstead for and during Pleasure:

Given under my hand and Seal this 14[th] day of October in the fourth year of the Reign of our Sovereign Lord and Lady King William and Queen Mary &c[a] Anno Dom 1692

sealed

L: Copley

p. 68 M[r] Robert Mason and M[r] Henry Denton according to a for [mer] Order of this Board bring in their Report of what allowances have been made in the publick Levy, what deductions and what references made to the next Assembly, whereupon the Board proceeds to allot and dispose of the Surplusage of 75444 ½ of Tobacco towards the Satisfaction of such Persons as had not yet been allowed, and first resolved that Captain

Hoskins[s] Acco[t] for Soldiers pay be allowed to wit a Lieutenant Liber K.
Ensigne and 27 Men according to Act of Assembly

Also Coll Warrens acco[t] for Captain Lieut[nt] Ensigne, two Serjeants a Drummer and 10 Files of Men according to Act

Maj[r] Smallwoods Acco[t] for a Lieut[nt] Ensigne and 6 file of Men Lieut[nt] Iohn Clarks Acco[t] for himself and Eleven Men with their Horses severall days in Service to be allowed according to Law

Ordered that the whole Surplusage of 75444 ℔ of Tobacco be levyed and Lodged in the hands of the Sheriffs of Charles S[t] Marys Calvert and Ann Arundell Countys to be disposed of as above and further so far as the same will extend as the Governor & Councill at their next meeting shall think fit towards the defraying of the publick charge of the Province yet unsatisfied, and for that Purpose the papers and Acco[ts] thereunto relating be delivered into the Custody of the Clerk of the Councill to be produced and examind by this Board

| | l Tob |
|---|---|
| The sum to be Lodged in the Sheriffs hands ass[d] is | 68586 |
| the Sheriffs Salary for the same—— | 6858 |
| | 75444 |

To his Excellency the Captain Generall & the hon[ble] Council

The petition of Iohn Edmonson humbly

Prays your Honours order for a special Warrant for the Resurvey of a tract of Land called Iohns Neck formerly granted to Timothy Goodridge and since vested and settled in your Petitioner

And shall pray &c[a]

The petition granted and Warrant of resurvey awarded the Pet[r] as is prayed ordered that precept issue accordingly to the Secrys Office for such warrant

To his Excellency the Govern[r] & the honble Councill p. 69

The petition of Iohn Edmonson most humbly sheweth

That Iohn Richardson had formerly survey'd and laid out for him a Parcell of Land called Hunting fields for five hundred acres more or less, which said Tract is since Vested and Seized in your Petitioner who upon inspection thereinto had finds a gross mistake committed by the Surveyor in the first and last Lines thereof (viz[t]) the first being mentioned to

Liber K. run South South East instead of East North East and the last East North East instead of West South West

Your Petitioner humbly prays the especial order of this honourable Board for a warrant of resurvey to lay out the same again according to the first intended and designed meetes and bounds thereof whereby your Petitioner may be ascertained of his due and just right without intrenching upon any other former or more ancient survey or Land reserved by his Lordship the Lord Baltemore And shall pray &c[a]

The petition granted and Ordered that warrant of Resurvey issue out of the Secrys Office according to the prayer of the Petitioner

To his Excellency the Captain Generall &c[a] & the honble Councill

The petition of Edward Iames humbly Sheweth

That your Petitioner an Inhabitant of Kent County highly sensible of the many gross and notorious abuses put upon the Inhabitants of this Province by severall Persons call'd Rangers, who without Leave or License presume to hunt in the Forrest for wild cattle and Horses and under that Pretence drive away take up and sell in other remote parts severall Horses &c[a] properly belonging to the Inhabitants having killed two of your Petitioners mares, your petitioner being a poor man but
p. 70 just and honest as his Neighbours can testify, and will (he doubts not) give him that Character he having well and faithfully behaved himself to the Government and their Majestys Interest, he humbly prays your Honour will confer on him the place and Office of Ranger of the County aforesaid upon such conditions and terms as the same is or hath been granted to others And shall pray &c[a]

The Petitioner giving Bond with good Security for his good Behaviour and faithfull management of the said Office and by producing to the next Majistrate every Cattle Horse &c[a] he shall take up by Virtue thereof for his cognizance to mark and record the Petition is granted and commission issued accordingly (viz[t])

Maryl[d] ss

Lionel Copley Esq[r] Captain Generall and chief Governor in and over this their Majestys Province and Territory of Maryland to Edw[d] Iames of Kent County Greeting

Out of the especiall Trust and confidence I have in your

Loyalty integrity and circumspection I have ordained consti- Liber K.
tuted & appointed and by these Presents do ordain constitute and appoint you the said Edward James to be ranger of and in Kent County aforesaid for the taking up of all such wild Cattle horses and hogs as by Act of Assembly of this Province are adjudg[d] and allowed to be Strays belonging to and the just right of their Majestys or the Lord of the Soil, or their Majestys Govern[r] or other Person legally qualified to receive the same, which you are hereby authorised and empowred to hunt for and take up in any part of the Forrest within the said County not offering or presuming to do any Violence injury or damage to any of the Inhabitants in their Stocks under pretence hereof, and Reserving to yourself one third Part of the full Perquisitts and Profitts hereby accruing and to be accountable to me for the Remainder thereof by Rendring a true and just acco[t] of every Particular Beast or Hog you shall by Virtue hereof legally take up as af[d] & carrying before the next Magistrate every horse You shall also take up and marking with the Mark $\frac{D}{C}_{L}$ branded on the Buttock Every first & second Horse You shall take up as aforesaid and p. 71
reserve the third to your self for your Care and pains therein this Commission to endure during pleasure Given under my hand and Seal this 14[th] day of Oct[r] in the fourth Year of the Reign of our Sovereign Lord and Lady King William and Queen Mary &c[a] Anno Domini 1692:

sealed

L: Copley

To his Excellency the Governor and his honble Councill
The humble petition of William Taylard

humbly sheweth

That your Petitioner has due to him out of the Land Office three severall warrants for 500 Acres a Piece which never was made use of, one of the said warrants remaining on record, for which caution has been given and Satisfied another granted your Petitioner by an order of the Lord Baltemores Councill the third due to your Petitioner by a reassignment from Elizabeth Baker which said warrants and order of Councill your Petitioner being ready to produce, and make oath that the same was never yet made use of by himself or any other, your Petitioner therefore humbly prays an Order of this Honourable board that the same warrants may be renewed to him

And your petitioner shall pray &c[a]

The petition granted and ordered that precept issue to the Secrys Office for the renewm[t] of the said warrants as is prayed

Liber K. To his Excellency the Captain Generall & the honble Councill
The petition of William Taylard

Sheweth

That whereas your Petitioner had laid out for him 800 Acres of Land in Talbot County the Certificate whereof is herewith produced, which has not yet been recorded in the
p. 72 Land Office, by means of the late Revolution, altho the same was Granted by order of the Lord Baltemores Councill your Petitioner therefore humbly prays an order of this honble board for recording the same

And your Petitioner shall pray &c[a]

Ordered that the said Certificate be transmitted to the Secrys Office with an Order of this Board to record the same as is Prayed

To his Excellency the Captain Generall & the rest of the honble Councill

The humble Petition of Edw[d] Burges of Ann Arund[ll] County humbly Sheweth

That your Petitioner being possessed of a tract of Land lying in Ann Arundell County called Scotch Neck and the bounds thereof being uncertain, your Petitioner therefore humbly Supplicates your Excellency and the rest of the honble Councill for an order of Councill to Resurvey, and lay out the same according to the ancient intended meetes and bounds thereof in the Presence of the Sheriff of the said County and a Iury of the Neighbourhood by him to be Summoned impanelled and sworn, and that the Sheriff may have power to summon and examine such Evidences as there may be occasion for, for the ascertaining the ancient Bounds of the said Land

And your Petitioner as in duty bound shall ever pray

Ordered that the Petitioner have warrant of Resurvey granted him in manner and form as Prayed

To the Hon[ble] the Governor and Councill
The petition of Daniel Longman of Ann Arundell County

humbly sheweth

That one Nicholas Waterman of Ann Arundell County hath lately obtained your Honours order for a warrant of Resurvey of a Parcell of Land called Lockwoods Gift which said tract of Land interfereth and runneth within the Lines of a tract of
p. 73 Land of your Petitioners called Addition for the ascertaining the just meetes and bounds of each Tract your Pet[r] humbly prays your Honours especiall warrant for the resurvey of his

tract also and that Certificates of each Parcell with fair and distinct platts thereof may be returned together to this honble board for their further consideration and determination therein Liber K.

And shall pray &c[a]

The petition granted, & Ordered that warrant of resurvey issue forth of the Land Office in manner and form as is prayed

To his Excellency the Governor &c[a]
The humble Petition of Elizabeth Baker Widow

Sheweth

That whereas by a late order of Councill by the Deputy Governors your Petitioner had granted her a warrant for resurvey of a certain tract of Land called the cross Neck, which warrant by reason of the Revolution and of no Effect

Your Petitioner therefore humbly prays that the same warrant be again revived as fully as hath been by the said Late Councill granted her

And your Petitioner shall pray &c[a]

Ordered that the said warrant be renewed and issue forth of the Land Office to the petitioner in manner and form as is prayed

To his Excellency the Governor and the honourable Councill
The petition of Robert Grundy

Sheweth

That whereas your petitioners wife Deborah Carnell the relict of Daniel Carnell decd by virtue of a special warrant of resurvey had laid out for her 380 Acres of Land, as p Certificate and order herewith produced may appear and that by reason of the late Revolution your petitioners Certificate has not been returned and recorded in the Land Office your petitioner therefore humbly prays an order of this honble Board that the same may be recorded, the better to strengthen the title to your petitioners wife

And your Petitioner as in duty bound shall pray &c[a]

to the foregoing Petition was annexed a Copy of an order of Councill of the 10[th] of April Anno Dom 1688: passed in favour of the said Deborah Carnell concerning the aforesaid Land, signed p Iames Heath Clerk of the Councill p. 74

Whereupon it was now ordered that the Certificate in the petition mentioned be recorded in the Land Office as is prayed

Liber K.

To his Excellency the Captain Generall and the honourable their Majestys Councill

The petition of Charles Iames most humbly sheweth

That whereas many misprisions have been committed by Surveyors formerly in this Province both in courses and distances, through whose neglect and Ignorance in the pursuance of the trust reposed in them many inconveniences happen to the Inhabitants of this Province and whereas your Petitioner hath held some Land by Patent from the Lord Proprietor these thirty Years, which through the ignorance of the Surveyor some Errors have been committed

Your Petitioner therefore humbly prays that a warrant of resurvey may be granted to your Petitioner according to the ancient Limits and Bounds of the said Land, that if any Surplusage do appear within the said ancient limits and bounds, it may be returned and redound to the use of your Petitioner

And your Petitioner as in duty bound shall ever pray &c[a]

to the foregoing petition was annexed the foll paper of the bounds of the land mentioned in the petition as foll (viz[t])

Beginning at a Marked Oak in a neck between two branches & running from thence South West Southerly untill it shall intersect the branch of a Creeke called charne Creeke, from thence runn[g] up a long the said branch unto a marked white Oak standing at the head of the said branch from thence Running along North East untill it shall intersect a South east Line drawn from the fint bounded tree bounded on the said intersection, and running back North West unto the said fint bounded tree

p. 75 The petition granted and ordered that warrant of Resurvey issue forth of the land Office as is prayed

The Clerk of the Councill produces to the Board a Catalogue of such fees as are usually incident to his Office, and prays an order for the allowance thereof for the future, and that he may be permitted legally to demand and receive the same as follows (viz[t])

| | s | l of Tob |
|---|---|---|
| For every petition or motion in Councill & order thereon in favour of the party | 10 | or 200 |
| For every Summons to appear | 2 6 | or 50 |
| For every Coll[os] Commission | 20 | or 400 |
| For every Maj[rs] Commission | 15 | or 300 |
| For every Cap[t] or other Military Officers Commis[o] | 10 | or 200 |
| For every Ranger Surveyor or other Commission of Profit granted in Councill | 20 | or 400 |

| | s | l of Tob. Liber K. |
|---|---|---|
| Copy of any thing the same p rato with the Originall for recording any matter in Councill book p rate of p side | 2 8 | or 32 |
| for every Escheate of Land the pty obtaining to pay | 20 | or 400 |

Oct$^{r}$ 14$^{th}$ 1692

This day ordered in Councill that the severall Fees within mentioned be allowed to and taken by the Clerks of the Councill for the time being

Signed p order
J LL Cl Counsill

Iohn LLewellin humbly moves the Board that whereas heretofore his Lordship the right Hon$^{ble}$ the Lord Baltemore upon the humble Petition of Audry Cocks formerly the Widow and Relict of Will$^{m}$ Cocks deceased and now wife to him the said Iohn LLewellin, had granted unto her as of his free Gift a certain tract of Land q$^{t}$ 500 Acres lying in Langfords Bay in Kent County late the Land of the said William Cocks decd but Escheatable to his Lordship for want of heirs of the said decd provided the same should be found accordingly to Escheate to his Lordship and that in order thereunto his Lordships Writ of Mandamus had issued to make Enquiry into the premises, that by Virtue thereof a Iury of Inquest had been summoned who had been upon the premises and upon due Enquiry thereinto had p. 76 returned to the Iustices of the Provinciall Court that the same was Escheatable and did become Escheate to his Lordship for want of heirs of the said Cocks whereupon the said Iustices of the Provinciall Court did accordingly adjudge and condemn the same to his Lordship according to form but upon the late Revolution and before the same came to be entred upon Record the Inquisition aforesaid taken and returned as aforesaid with the Iudgment of the Provinciall Court thereupon indorsed as aforesaid happened amongst other Writings and Papers to be mislaid and put out of the way without any Entry upon Record thereof made, the said Iohn LLewellin upon diligent search in the Office amongst the Records and papers thereof having since found the same humbly prays an order of this Board for entry thereof upon the Records of the said Provinciall Court in its proper place in order to obtain Patent for the same according to his Lordships Grant aforesaid; which was accordingly allowed of and ordered to be done

Upon further application and motion made to this Board on behalf of Stephen Sumpter the publick Post not being allowed his full Salary ordered that there be allowed him more this

Liber K. Present Year out of the Surplusage tobacco two thousand pounds of Tobacco and he to continue Post during his Excellencys Pleasure

Rangers appointed for the year ensuing upon the Frontiers of this Province viz[t]

Captain Richard Brightwell with 6 Men from the Falls of Pottomuck to the Branches of Pottuxen Captain Thomas Richardson from the Freshes of Pottuxen to the falls of Potapsicoe with 6 Men Capt Iames Maxwell from the Falls of Potapsicoe to Susquhanno River with 6 Men

to be paid Men and Officers p Rato as in Virginia

Iames Pendall prisoner in the custody of the Sheriff of S[t] Marys Ordered to be discharged

Adjourn till to morrow morning

p. 77

At a Councill held at his Excellencys
the Governors house the 15[th] day of October
Anno Domini 1692

Present
His Excellency the Governor

| | | |
|---|---|---|
| the honble | Coll Nehemiah Blakiston | Thomas Tench Esq[r] |
| | S[r] Thomas Lawrence | Capt Iohn Addison |
| | Coll Nicholas Greenbury | Capt Iohn Courts |

S[r] Thomas Lawrence is given to understand, the resentment this Board had taken at his proceeding so far in his Office (before such time as he had duly qualified himself as to displace some Clerks without any just Grounds for the same) to wit Iohn Llewellin and Henry Bonner he is desired to give his reasons for so doing To which he answers that he conceives he has the disposition of all County Clerks places by virtue and authority of his commission and that he hath entred upon the execution of his Office by Virtue of an order of this Board

Qu Whither the aforesaid two Clerks have given any just Occasion for their removall or have committed any misdeamenors whereby to be turned out of their Places

Ans[r] He saith that he can give no other reason but that as he hath the power of nominating and appointing the severall County Clerks he may appoint and put in whom he pleases upon a vacancy.

He is given to understand that by his Instructions he is obligd & tyed to take no fees reward or gratuity of any the Clerks but the 10[th] Part of their Profits Quere wherefore he hath demanded & taken Pay for granting Commissions for Clerks Places

Ans[r] He denys any such thing and saith that what he hath taken is in part of their 10[th] of last years Arrears Liber K. p. 78

Ordered that M[r] Iohn Thompson Clerk of Cecil County give his deposition in this matter, and amongst other things whither S[r] Thomas did not refuse to give him his Commission: without paying him a Fee or some certain sum of money, that Collonel Cuspany Herman and M[r] Charles Iames of the same County be desired to take such Deposition and return it forthwith to this Board

Ordered also that M[r] Lomas[s] Deposition to the like Effect be taken by M[r] Henry Hawkins and Captain W[m] Barton of Charles County to be forthwith returned to this Board

And likewise that M[r] Henry Fernleys Deposition be taken by M[r] Hutchins and Captain Bigger of Calvert County to be returned as before and the said Fernley be summoned to appear here in his proper Person accordingly issued the following Precept Viz[t]

By the Governor & Councill October 15[th] 1692

Ordered that M[r] Henry Hawkins and Capt Will[m] Barton two of their Majestys Iustices of Peace for Charles County call before them and take the oaths of M[r] Clebourn Lomas Clerk appointed for said County touching his communication and agreement with S[r] Thomas Lawrence for the said Office of Clerk and upon what conditions and terms he had the same granted him by the said S[r] Thomas the same to be transmitted to this Board with all Speed

Signed p Order
J LL: Cl Councill

The same Order mutatis mutand to Coll Herman and M[r] James of Cecil County for Iohn Thomson Also to M[r] Hutchins and Captain Bigger for Henry Fernley Clerk of Calvert County

Proposed the giving an Account of this whole matter to his Majesty setting forth that whereas S[r] Thomas By his Commission and Instructions is authorised to take only of the Clerks the tenth part of their Fees hath contrarily taken more and other Fees or Gratuity and likewise demands of them the tenth Part of the Perquisits during his nonresidency or absence out of the Country which is conceived to be contrary to his said Instructions p. 79

Resolved and Ordered that for the Intent and Purpose aforesaid the Councill meet here again on Saturday next, and that Summons be directed to M[r] Thomas Brooke to appear then

Adjourn till Saturday next

Liber K. His Excellency having granted the following Commission to M[r] Edward Greene of Somerset County, the same was ordered to be recorded here in this Iournall viz[t]

Maryl[d] ss

Lionel Copley Esq[r] Captain Generall Gov[r] in Chief and Vice Admirall of this their Majestys Province of Maryland and the Territorys thereunto belonging to Edward Greene of Somerset County Gent Greeting

Whereas I am credibly informed and complaint hath to me been made, that severall Persons Inhabitants of Pensilvania and other our Neighbouring Collonies and Plantations do annually at a certain Season of the Year come into intrench and encroach upon and within the limits and bounds of this Province at the Seaboard Side, as whale men and do there seize cut up and try the blubber of drift whales, and carry away the same without Leave License or consent of me or any other person thereunto authorised so to do, to my particular apparent loss damage and injury and in contempt of this their Majestys Government as also to the disturbance and prejudice of the Inhabitants of this Province, (who in right and justice ought rather principally to be employed therein) by coming upon their Land disturbing & driving away their Stocks, and destroying their Woods and timber, which to pre-
p. 80 vent for the future, I the said Lionel Copley reposing speciall trust and confidence in the integrety fidelity and circumspection of you the said Edward Greene do hereby constitute depute ordain and appoint you the said Edw[d] Greene Chief and only Officer under me for the taking seizing and cutting up and trying the Blubber, and making such other Use and benefitt as you shall think fitt or possibly can for the most advantage, of all such drift whales or other Fish, and of all or any other drifts wastes or wrecks whatsoever as shall at any time hereafter happen to come or be cast on shore on the Seaboard Side within the limits and jurisdiction of this Province hereby also fully authorising and impowring you the said Edward Greene by your self or Lawful deputy, together with the Aid and Assistance of such and so many other person or persons as shall be necessary or you shall think fitt to employ therein accordingly to take seize cut up and try the Blubber of all such drift whales or other Fish and also to seize and take into your charge and custody all such other drifts wastes and wrecks as shall be driven or cast on shoar or be found floating within the limits and bounds aforesaid and the same keep or expose to sale barter away or otherwise dispose of as to you shall seem meet and convenient for the most benefitt and advantage you the said Edward Greene keeping an exact

and just account of the reall and true Profits incomes Perquisits and advantages thereby yearly arising and accruing which acco[t] together with two third parts of the said Profitts incomes perquisitts and advantages you are from time to time and at all times hereafter as occasion shall offer or you shall be thereunto required to render and make good to me or my Assigns, and the remaining third part thereof to reserve and keep to your self for your care pains and trouble therein and I do hereby straightly prohibit and forbid all and all manner of other Persons whatsoever, others then such as shall be authorised and impowred by and under you to meddle with act or do any thing in or relating to the Premises or in any wise to disturb interrupt molest or hinder you the said Edward Greene in the due and full Execution hereof willing and requiring in their Majestys Name all Officers and Majistrates military and civill within this Province and others the Inhabitants of the same to suffer and Permit you the said Edward Greene and such Person or Persons to be by you authorised and impowred as aforesaid quietly and peacably to execute and perform the powers and authority hereby given and granted you and to resist oppose and prevent all others Strangers, Intruders or Interlopers whatsoever that shall presume or attempt at any time hereafter to intermeddle or concern themselves therewith without Leave or License so to do first Legally had and Obtained To have and to hold the place and Office aforesaid and the powers and Authoritys herein and hereby given and Granted to you the said Edward Greene for and during Pleasure you first giving bond with sufficient security in the sum of five hundred Pounds Sterl to one of their Majestys Iustices of the peace for the said County of Somerset to my use for your true and just Performance hereof according to the severall Covenants Clauses and Articles herein contained which on your part and behalf ought to be done and performed Given at the City of S[t] Marys under my hand and Seal this 18[th] day of October in the 4[th] Year of the Reign of our Sovereign Lord and Lady King William and Queen Mary Anno Domini 1692

L: Copley

Liber K.

Charles County ss

The Deposition of Cleborne Lomax clerk of Charles County taken before us Captain William Barton and M[r] Henry Hawkins two of their Majesties' Justices of the Peace for the County aforesaid by virtue of an Order from His Excellencie the Governor and the hon[ble] the Councill bearing date the 15[th] day of October Ann: Dom: 1692.

P. R. O. Maryland B. I. Vol. 2, B. G. p. 24

Cleborne Lomax sworne & examined saith that when he

P. R. O. Maryland B. I. Vol. 2, B. G.

went to wait upon the hon^ble^ Sir Thomas Lawrence Baronet their Maj^s^ Secretary of this Province of Maryland to know his honor's pleasure whether he should continue in his Office as clerk of Charles County his honour Sir Thomas did demand of him what the place was worth yearly and this depon^t^ replyed that the said place was worth about 12. or 14. thousand pounds of tobacco p ann: and his honor replyed that it was worth thirty thousand pounds of tobacco p ann: as he was informed and this deponent replyed to his honor that since he had the said place he could not yet make twenty thousand pounds of tobacco p annum of it and that yearly he lost 4. or 5. thousand pounds of tobacco in bad debts and his honor Sir Thomas further told this deponent that a tenth part of the Fees were yearly due unto him and that a tenth part of the Fees from the date of his Commission was due unto him and that he expected to have it and that if this deponent would officiate for half profitts he would continue him in his place Whereupon this deponent replyed to his honor that he had formerly officiated a long time as Deputy clerk in the said County and was now very unwilling to officiate for half profitts under any person for he knew how to get a great deal more by practising as an Atturney and when he was put into the said place after the Revolution here, the former clerke refusing to issue out writts in their Maj^ts^ names when scarce any one would undertake to officiate in the said Office & place as clerke this deponent was willing to forgoe his interest as practising as an Atturney which he supposed at that time might have been more beneficial unto him than the Clerks place meerely to serve their Majesties and the Country the s^d^ place then being vacant and that his undertaking to officiate in the said place did hinder him from undertaking to doe any other business, Whereupon M^r^ W^m^ Dent coming through the Councill Room where his honor Sir Thomas and this Deponent was then discoursing his honor Sir Tho^s^ went out and discoursed a little while with the said Dent but what their discourse was this Deponent knows not, his honor Sir Thomas comeing in again told this deponent that he might continue in his place if he would give him a bill under his hand for three thousand pounds of tobacco for the tenth part of the Fees of the said place from the date of his Commission to that time and that if his tenth part came not to so much upon perusall and view of the accounts he would deduct out of the same what was over and above his tenth part and his honor Sir Thomas alsoe told this deponent that he must give him bond with two sufficient securities for the due execution of his office in the said place and yearly to pay unto him a tenth part of the Fees and Profits accruing and growing due thereby, whereupon this

Deponent replyed that if a tenth part was due unto his honor he was willing to allow it, and as for giving bond for due execution of his Office in the 1st place this deponent replyed that he had officiated as Deputy Clerk and Clerk for several years but bond for the due performance of the place before was never required of him nor any complaint for any misfeazance in the said place was made against him that hee knew of but if his honor did require such bond he was willing to give it him onely requesting his honor to send up the Bond into Charles County and there he would give him security because he knew not well how to give him security at St Maries which his honor was willing unto, and requested this deponent to draw a bond for sixty thousand pounds of tobacco leaving blanks for the securities names after a forme he gave him to draw it by, and also to draw a Commission for the said Clerkes place which his honor signed and sealed and delivered to this Deponent together with the bond to be filled up and soe to be sent downe again to his honor Whereupon this deponent gave his honor Sir Thomas his bill for the payment of 3000lb of Tobacco for his tenth part of the Fees due from October in the year of our Lord 1691: until October in the year of our Lord 1692. And further his honor told this deponent that hee expected that hee would allow him some what for his Commission and said that he would not demand anything for the same but left it to this deponent what he thought fitt to allow him, and though his Commission was granted to him for one year, yet if noe complaint came against him he would renew it againe for a longer time Whereupon this deponent replyed to his honor and told him hee had given him a bill for 3000. of Tobacco for his tenth part of the Fees from October 1691. untill October 1692 and that if he were to render an account of the Fees and Profits upon his oath before his honor his tenth part would hardly come to 2000lb of Tobacco and therefore was willing to pay his honor the said 3000lb of Tobacco which this Deponent supposed might be sufficient for his tenth part and the Commission and further saith not.

P. R. O. Maryland B. I. Vol. 2, B. G.

Cleborne Lomax

True Copy examd p

John Llewellin Cl: Con:

Sworne & examined before us
here under written the 18th day
of October Ann: Dom: 1692.

Wm Barton
Henry Hawkins.

(Endorsed)

Received 18th May 1693.
B. G.
P. 24.

Liber K.

At a Councill held at the City of S[t] Marys the 24[th] day of October Anno Dom 1692

Present

His Excellency the Governor

the honble { Coll Nehemiah Blakiston, Coll Nicholas Greenberry, Thomas Tench Esq[r], Capt Iohn Addison }

Captain Iohn Addisons Acco[t] for Soldiers pay allowed 7259 ℔ of Tob

p. 82 Captain John Courts Acco[t] for ditto being too Generall is referred to the next Assembly and then to have the Persons Names in Service and to be considered whether so many Officers as is therein mentioned ought to be allowed

Lieut[nt] Iohn Clarks acco[t] of Soldiers pay allowed 2252[l] tob

To William Dent Planter of Charles County for bringing the Matchcoats for the Indians is allowed 150 l Tob

Coll Humphry Warren of Charles County his Account of Souldiers pay allowed . . . . 4914[l] tob

Captain Philip Hoskins of Charles County his Account of Soldiers pay allowed . . . . 2373[l] tob

Coll Nehemiah Blakiston his Acco[t] of Commissarys fees allowd [l]2320 [tob]

Maj[r] Iames Smallwood his acco[t] of Soldiers pay allowed 2681[l] tob

William Taylard upon his petition allowed 3000[l] tob

The Iustices of the Provinciall Court to be allowed for their exp[s] and attendance &c[a]

M[r] Philip Lynes to be allowed in full for Expences of the Councill &c[a] upon his Acco[t] 9000[l] tob

M[r] Iohn Bouye for Service p̄ him done for the Country all[d] 400[l] tob

Iohn LLewellin Clerk of the Councill his acco[t] to be considered & to be allowed for making the additionall Levy

M[r] William Bladon allowed in the Levy the sum of 4000[l] tob to be discoursed for what such allowance made him, and concerning the Copys of the Laws transcribed

Upon a petition preferred to this board p̄ Gilbert Clerk late high Sheriff of Charles County praying an order for Execution to his fees due to him upon arrears by virtue of his Office was granted to him and issued this foll order viz[t]

Maryland ss

By the Governor and Councill Oct[r] 24[th] 1692

Ordered that the Arrears of Sheriffs Fees due to M[r] Gilbert Clerk late high Sheriff of Charles County during the time of his Sheriffaldry be collected and levyed by the present Sheriff

of the same County by way of execution on the Persons or Estates of such as shall refuse or delay to pay the same, and when so Levyed to be paid and made good to the said Clerk Liber K. p. 83

Signed p Order
J LL Cl Counsill

The same Order or precept is issued and was directed to Mr Robert Mason high Sheriff of St Marys County for and on the behalf of Mr Robt Carse late high Sheriff of the same, upon his petition also to this Board preferred

Also to Iane Skipwith widow & Relict of Iohn Skipwith dec'd late Clerk of St Marys County Court upon her petition was Granted the like order as above mutat mutand: directed to the said Mason

And likewise upon a Petition of Iohn Edwards of Calvert County who married the Widow and Relict of Andrew Abington Decd late high Sheriff of said County issued this foll Precept vizt

By his Excellency the Governor & the honble Councll Maryland ss

Ordered that the Sheriff of Calvert County do collect & receive or levy by way of Execution on the Persons or Estates of such as shall refuse or delay payment the fees and arrears of Fees and other publick dues due to the Estate of Andrew Abington late high Sheriff of said County dec'd and the same when Levyed or recd: that he pay and satisfy unto Mr Iohn Edwards of the same County who married the widow and relict of the said Abington

Sign'd p Order
J LL Cl Counsill

The Accot of Iohn Lidyat of Calvert County Inholder for publick Expences Exhibited to this Board and to be Considered of

To his Excellency Lionel Copley Esqr Captt Genll & Govr in chief of the Province of Maryld & to the honble the Councill in Councill Sitting

The humble petition of William Chew of Calvert County and others the Orphans of Samuel Chew late of Ann Arundell County deceased p. 84

In humble manner sheweth

Whereas his Lordship the late Lord Baltemore by his certain deed of grant used in the Province abovesaid for granting of Lands bearing date at St Marys the seventh day of November in the year of our Lord 1659 for the consideration therein

Liber K. mentioned did grant unto William Parrot the Assignee of George Bussey all that parcell of Land formerly surveyed for the said Bussey called Popinjay on the North Side of Pottuxen River in the freshes containing and laid out for 500 acres more or less And whereas afterwards the said William Parrot by his last will and Testament did give & bequeath unto Henry Parrot his Son all the said parcell of Land aforementioned to him and his heirs for ever Now afterw$^{d}$ the said Henry Parrot seing occasion for a valuable consideration did bargain and sell the aforesaid tract of Land unto the above$^{d}$ Samuel Chew his heirs & Assigns for ever as by a certain Deed more at large appears which when the said Samuel Invested withall he the said Samuel out of his Fatherly tender Love and affection towards his Children by his Last will and Testament thought convenient to equally give and dispose of the above$^{d}$ tract of Land unto these four Children hereafter mentioned, (viz$^{t}$ W$^{m}$ Chew, Benjamin, John and Caleb

Now may it please your Excellencys and your Honours in Councill sitting the abovesaid Orphans being sensible that they are much infringed and incroached upon by the Neighbourhood Wherefore your Petitioners humbly pray your Exc$^{llcys}$ & the rest of your Honours grave and sage Iudgments in the premises that an order of Councill may pass and that a special warr$^{t}$ of Resurvey may forthwith be directed unto M$^{r}$ Edward Batson the Surveyor of Calvert County that he immediately Resurvey the abovesaid tract of Land for the
p. 85 said Orphans in the presence of a Iury of the Neighbourhood to be by the Sheriff of the said County thereunto impanelled and sworn

And your Petitioner as in duty bound shall ever pray

Ordered that warrant of Resurvey issue forth of the land Office in manner and form as is prayed.

To his Excellency the Govern$^{r}$ and his honble Councill
The humble Petition of William Taylor

Sheweth

That your Petitioner being employd as publick Post in this Province and accordingly hath served upon all publick affairs and maintained and kept Horses at his own charge for that purpose hitherto for the time of seven months, therefore humbly prays allowance for the same and your Honours result whither your Petitioner may continue in his Office in the same employ or not

And your Petitioner shall pray &c$^{a}$

Ordered that for the Seven months past the Petitioner be allowed in the publick Levy this present year the quantity of four thousand six hundred and sixty six pounds of Tobacco and be still continued in his employ till further orders Liber K.

At a Councill held at the City of S$^{t}$ Marys
the 25$^{th}$ day of October Anno Dom 1692

Present
His Excellency the Governor
the honble { Coll Nehemiah Blakiston, Thomas Tench Esq$^{r}$; S$^{r}$ Thomas Lawrence, Capt Iohn Addison; Coll Nicholas Greenberry }

Further Information being given by the Prisoners in Custody for the Murder of Robert Kemble that there are severall other Persons concerned therein living in Baltemore County viz$^{t}$ Emanuel Seely and Sarah his Wife and Francis Whitehead Ordered that Precept issue to the Sheriff of Baltemore County commanding him forthwith to apprehend and take the Bodys of the said Persons and them safe and in close custody to keep that he have them before their Majestys Iustices of Oyer & terminer at the City of S$^{t}$ Marys on tuesday the 15$^{th}$ of Nov$^{r}$ to answer &c$^{a}$ p. 86

Ordered also that Venire's be directed to the severall Sheriffs following for summoning Iurors to appear at the same day (viz)$^{t}$

| | |
|---|---|
| To the Sheriff of Baltemore County for . . . . . | 6 |
| Ann Arrund$^{l}$ County for . . . . | 12 |
| Calvert County . . . . . | 12 |
| S$^{t}$ Marys County for . . . . . | 12 |
| Charles County for . . . . . | 12 |

Summons also to issue for Ann Barker of Baltemore County an Evidence for the King in this behalf to be and appear at the day and Place aforesaid to testify &c$^{a}$

all which Orders and precepts before mentioned accordingly issued and were delivered to Richard Askue of Baltemore County for conveyance with a warrant impowring him to press a Horse if he shall have occasion for his better expedition

Memd

S$^{r}$ Thomas Lawrence's Commission, Instructions and Order of King in Councill touching the ten Clerks of Maryl$^{d}$ produced and read to this Board the 30$^{th}$ day of Sept$^{r}$ last past were ordered to be recorded in this Iournall, but being then omitted are now entred as follows viz$^{t}$

Liber K. William and Mary by the Grace of God King and Queen of England Scotland France and Ireland Def^drs^ of the Faith &c^a^ to all to whom these presents shall come Know yee that we of our especiall Grace certain Knowledge and meere
p. 87 motion have given and Granted and by these Presents do give and Grant unto our trusty and well beloved S^r^ Thomas Lawrence Baronet the Office or Place of Secretary of the Province of Maryland in America (the Government whereof we have taken into our hands and under our immediate Care,) and him the said S^r^ Thomas Lawrence Secretary of the Province of Maryl^d^ in America we do make ordain and constitute by these Pres^ts^ To have hold Exercise and enjoy the said Office or Place unto the said S^r^ Thomas Lawrence by himself or his Sufficient Deputy during our Pleasure and the residence of the said Sir Thomas Lawrence in the said Province together with all rights priviledges Profits Perquisits and advantages to the said Office belonging incident or in any wise appertaining and in such manner and form as any Secretary of any our Provinces in America for or by reason of the Exercise and Execution of such Office or place may lawfully have receive or enjoy in witness whereof we have caused these our Letters to be made Patents, Witness our selves at Westminster the fifth day of September in the third Year of our Reign

By writ of Privy Seal
Pigot

After our hearty commendations his Majesty having been Graciously pleased by his Letters Patents under the great Seal of England, to grant unto you the Office and place of Secretary of their Majestys Province of Maryland in America these are in his Majestys Name and by his express Commands to direct and require you and the Secretary of their Majestys said Province for the time being to send unto us a particular Account of all things that shall pass or be transacted within your said Office of Secretary and Copies of such Laws Acts of Governm^t^ and publick Orders as shall be made from time
p. 88 to time together with Copys of the Iournalls of the Councill, and of all such Papers as are or ought to be entred and registred within your said Office, to the end Wee whom his Majesty hath appointed a Committee of his Privy Councill for trade and Foreign Plantations may the better be enabled to perform the duty Incumbent on us which Acco^ts^ and Copys are to be transmitted by you unto us quarterly or at such times in the Year as any Oppertunity shall offer, as also Duplicates thereof by the next succeeding conveyance And that you and others whom it may concern may at all times give due Obedience hereunto you are to make an Entry of this our Letter in

the Books belonging to your said Office of Secretary Whereof Liber K.
you are not to fail and so we bid you farewell from the Councill
Chamber at Whitehall this Eleventh day of December 1691

John Lowther — Your Loving friends
H Powle — Camarthen P
H Goodrick

Secry of Maryland

Directed
To our Loving Friend S^r^ Thomas Lawrence
Baronet Secry of their Majestys Province
of Maryland
in
America

At the Court at Whitehall the 21^st^ of December 1691

Present
The Kings most Excellent Majesty in Councill

Whereas the right Honble the Lords of the Committee of trade and Plantations have by their Report dated the 15^th^ Instant represented that upon a memoriall of S^r^ Thomas Lawrence Secry of Maryland, their Lordships humbly conceive that the nominating and appointing Clerks for the ten County Courts in that Province do properly belong to their Majestys Secretary and that those places ought not to be sold but that p. 89
in consideration that the Secretary is to give security for their good Behaviour it may be fit that the Secretary be allowed to receive yearly a fee or Gratuity of the tenth part of one years Value and no more of each place from such Clerks as shall be nominated by him the said Value to be estimated by the Governor and Councill upon a vacancy, his Majesty in Councill is thereupon this day pleased to order as it is hereby ordered that the said places of the Clerks of the ten County Courts in Maryland be not sold but that as the nomination and appointment of the said Clerks is belonging to the Office of their Majestys Secretary the said Sir Thomas Lawrence and such as shall succeed him in that Office be permitted to receive from each of the Clerks in the ten County Courts in the said Province a yearly Fee or Gratuity of the tenth part of one years Value of each place and no more from such Clerks as shall be so nominated and appointed by him the said value to be estimated by their Majestys Governor and Councill of Maryland for the time being according to the said Report Whereof their Majestys Gov^r^ and Councill of Maryland and all others concerned are to take due Notice

Richard Colinge

Liber K.

At a Councill held at the City of S[t] Marys
the 29[th] day of October Anno Domini 1692

Present
His Excellency the Governor
the honble { Coll Nehemiah Blakiston, Thomas Tench Esq[r], S[r] Thomas Lawrence, Captain Iohn Addison, Coll Nicholas Greenberry }

His Excellency the Governor having for some reasons and considerable motives him thereunto moving thought fit to
p. 90 remove Coll Henry Iowles chief Milatary Officer in Calvert County from his charge and command there and lodged the same in the hands of Major Ninion Beal thereunto since authorised & appointed is pleased to communicate the same to the board for their advice and opinion therein as also that the Arms of the said County should be likewise lodged in the hands and possession of the said Beal as chief Milatary Officer of that County whereupon passed the following order (viz[t])

By the Governor and Councill October 29[th] 1692
Maryland ss

Ordered that Major Ninion Beal Commander in chief (under his Excellency the Captain Generall) of all their Majestys forces or Militia of Horse and Foot in Calvert County do forthwith call in and take into his custody and possession all & singular the publick arms belonging to both horse & foot in the said County the same to have well Fixed Cleansed & Repaired and again delivered into such hands as he shall think fit and best for their Majestys Service upon all Occasions, whereof he is to keep a true and exact Acco[t] to be rendred to his Exc[llcy] with all Convenient speed

Sign'd p Order
J LL Cl Counsill

Severall Allowances made of part of the Surplusage of the publ[ck] Levy passed in councill and the disposition of the Residue referred to another meeting

To his Excellency the Captain Generall of Maryland and the rest of their Majestys Honourable Counsill

The humble petition of their Majestys Iustices
and other their good People of Ann Arundell County humbly sheweth

That the Bearer hereof Henry Bonner Clerk of Ann Arundell County and hath continued so some years is a Person
p. 91 very capable of discharging the said place of whose Care and Fidelity we have had sufficient Testimony and also in the late

Revolution the said Bonner did demean and behave and carry himself as a true and faithful Subject of their said Majestys for which cause the late Convention restored him again to his former place of Clerk of this County, since the dissolution whereof your Honours have likewise been pleased to confirm the said Place of Clerk of this County unto him, Now we being credibly informed that Sir Thomas Lawrence Secretary of this Province intends to remove the said Bonner and to impose a Stranger upon us for Clerk of this County a person altogether unacquainted with the same and in whom we dare not repose so great a trust therefore we humbly pray that as hitherto, so your Honours would still continue the said Bonner in the said Place of Clerk of this County, Wee humbly apply our selves to your Honours for redress herein and if it shall seem meet and convenient to your Honours we further humbly pray that this our present condition may be represented to the King and Councill Liber K.

And We shall &c

| | | |
|---|---|---|
| Ferdinando Battee | Edward Carter | William Cole |
| Thomas Linchcomb | Iohn Hawkins | Iohn Willowby |
| Iohn Watkins | Iohn Iordain | Iohn Larkin |
| Robert Lockwood | Robert Procter | Thomas Hughs |

Iohn Chappee
Iohn Hammond
William Holland
Henry Ridgely
Iames Saunders } Iustices
Samuel Young
Nich Gassaway
Abell Browne

S[r] Thomas Lawrence present at the reading and hearing of the foregoing petition makes his defence thereto and conceives that he hath sufficient power by his Commission and Instruct[s] to nominate and appoint the Clerks in every County, and the Person whom he hath put into Ann Arundell County if he be not yet acquainted himself with the methods and proceedings of that Office may for pay procure and employ such Persons under him as may both Officiate for him and instruct him therein untill such time as he may become capable to manage the same himself The said S[r] Thomas further alledges that he himself did propose and offer to the said Bonner that if he would undertake to officiate for and under the Person by him nominated as aforesaid for some time till he might be rendred capable of doing it himself, he shoud have and receive for the same the half of the Fees and Profits of the Office and that if any other Vacancy should happen he should be preferred thereto so that indeed he hath no reason to Complain

p. 92

Liber K. His Excellency acquaints the Board that he is not willing to dispute or bring in question S^r^ Thomas's Commission but thinks it most proper to represent the case to their Majestys and to wait their Result thereupon

Upon motion made to the Board by Iohn LLewellin Clerk Ordered that he have Execution awarded him for his Fees

Ordered that Daniel Collins late Servant Boy to M^r^ Edward Man of Talbot County now Prisoner in the Custody of M^r^ Robert Carse late Sheriff of S^t^ Mary's County be removed into the Custody of and possession of M^r^ Robert Mason now Sheriff of the same County according to the following Precept

By the Gov^r^ and Councill October 29^th^ 1692

Maryland ss

Ordered that M^r^ Robert Mason high Sheriff of S^t^ Marys County receive of M^r^ Robert Carse the body of Daniel Collins and him safe and securely keep untill his former Master
p. 93 M^r^ Edward Mann of Talbot County shall take Care to release him by giving Bond to have him forthcoming at the expiration of the time he hath to serve his said Master to make Satisfaction to the Countrey for his Fees accord^g^ to Law or untill further orders from this board or such time as he shall be otherwise lawfully discharged

Signed p Order
J LL Cl Counsill

To his Excellency the Captain Gen^ll^ & the honble Counsill
The petition of Elizabeth Baker Widow

Sheweth

That your Petitioner the 14^th^ day of May 1689 had granted her out of the Land Office a warrant for five hundred acres of Land, for which caution being given and satisfied, yet the warrant never made use of which your Petitioner is ready to averr upon her oath your Petitioner therefore prays an order of this honble board for renewment thereof (which warrant is herewith produced to your Honours

And your Petitioner shall pray &c^a^

Ordered that the pet^rs^ warrant be renewed out of the Land Office as is prayed

Ordered that the French man formerly taken and suspected for a Spy & Committed into the Custody of the Sheriff of S^t^ Marys County but by order of this board thereof acquitted and discharg'd only lying for his Fees be now forthwith discharg'd of his fees also and sett at Liberty without paying any

His Excellency is pleased to communicate to the board a

Letter by him lately recd from the Governor of New York Liber K.
acknowledging the receipt and giving thanks for the demonstration of our affection to that Government in the Loan of
One hundred Pounds Sterl and importuning yet further fresh p. 94
Supplies

Resolved and it is hereby ordered that his Excellency be requested to render an Answer to the said Letter congratulating the Arrivall of so good a Neighbour as he hath been represented to be and signifying the hearty well wishes of this Board for his happy and peacable good Government intimating also their free and ready inclinations to afford them all the necessary Supplys and assistance they can possibly but that according to the usual practice and known methods of this Governm$^{t}$ in such Cases the Generall Assembly of this Province who are the common Purses must be first consulted therein and the Necessity of further aid and Assistance then laid before them

that by way of Postscript his Excellency the Governor of New York be also requested to send by the next opportunity his receipt for that hundred Pounds already lent them by his Exc$^{llcy}$ the Governor of this Province in order to lay the same before the next Assembly for his reimbursment accordingly his Excellency advised the Governor of New York in this following Letter (viz$^{t}$)

S$^{t}$ Marys City in Maryland Oct$^{r}$ the 29$^{th}$ 1692

S$^{r}$

Yours of the 15$^{th}$ September last I have rec'd and communicated the same to the Councill here they with my self all congratulate the arrivall of so good a Neighbour as your Exc$^{llcys}$ Character has rendred you to be, and salutes you with our hearty good Wishes for your happy Settlement and prosperous Conduct in your Government and have expressed their readiness to contribute what in them lyes towards your assistance but the measure & methods of so doing must be taken from the assembly who as they bear the purse so consequently expect to have the disposition of their moneys; they are to meet the last Tuesday in April next when shall take Care to lay before them the indispensable necessity besides the duty incumbent on them of affording you all necessary and suitable supplys with as great Pressure & earnestn$^{ss}$ as I can In the p. 95
mean time I must request the favour of you to remit me a receipt for those Bills last sent you amount$^{g}$ to £100 2$^{s}$ 0 st being money out of my own Pockett that I may offer the same to the Assembly for my reimbursment I shall be glad of and readily embrace all opportunitys of serving you and your Interest whensoever it shall fall in my way and covet a good

Liber K. correspondency with you upon all Accoᵗˢ my Wife joins with me in the tender of our best respects and service to your good Lady and Family and I take leave to assure you that I am

Your Excellencys most humble Servant
L: C

all which I was very desirous to have signified with with my own Hand, but my present indisposition & distemper under wᶜʰ I have Laboured these seven weeks past and will I fear at last terminate in a Fistula still continues such and so grievous that I am forced to make use of anothers pen as ꝑ the Character you will perceive which I hope your Excellency will candidly excuse being still forced to keep my bed

Jdem
L C:

The honble Captain Iohn Courts being amongst others nominated & appointed one of the Iustices of a special Court of Oyer & terminer to be kept and held at Sᵗ Marys the 15ᵗʰ day of November next for the tryall of those persons accused for the late Murder of Robᵗ Kemble in Baltemore County it was ordered that notice thereof be given the said Courts by the Clerk of this Board to be and appear accordingly at the time and place appointed without fail—which was done as follows Vizᵗ

Captain Courts

Sʳ I am commanded by his Excellency the Governor and Councill to give you notice and I do hereby acquaint your Honour that you are nominated one of the Iustices of a special
p. 96 Court of Oyer & Terminer to be held by a special Commission at the City of Sᵗ Marys on the 15ᵗʰ day of November next for the tryall of those Murderers brought out of Baltemore County, wherefore you are desired in no wise to fail of appearing at the day and place aforesaid to execute the said Commission I am

Your Honours most humble Servant
29ᵗʰ October 1692 J LL

Memd

Here followeth a Letter to the right Honourable the Lords of the Committee of trade and plantations concerning Sʳ Thoˢ Lawrences Proceedings according to the Result and order of Councill passed thereupon the 14ᵗʰ & 15ᵗʰ day of October instant (vizᵗ)

Marylᵈ October 14ᵗʰ 1692

May it please your Lordships

Since the Departure of the grand Fleet from hence we have

not had an oppertunity of giving your Lordships any Acc[t] of Liber K.
Affairs in these parts neither indeed hath any thing of moment offered worthy your considerations till of Late since the arrivall of S[r] Thomas Lawrence their Majestys Secretary for this Province who hath given us occasion to render your Lordships the following Acco[t] particularly of himself and his proceedings here, how far they are pursuant or consonant to his Commission and Instructions we humbly refer to your Lordships better Iudgment and Determination soon after his arrivall here he applyed himself to us their Majestys Governor & Councill of this Province, and produced his Commission and Instructions relating to his Office To which we readily yielded all due respect and he was accordingly admitted and sworn Secretary, one of the Councill, and Iustice of the Provinciall Court since which without having given any Security for the due and true Peformance and Execution of his Office of so great trust and moment according to the custom and usage of this and others their Majestys Collonys and Plantations as was required of him fully to Capaciate himself for that Office he hath presumed of himself to exercise his Authority in manner foll viz[t]

In the first Place having made diligent scrutiny and Inquest p. 97
and by that means throughly informed himself of the annual pquisits of the ten respective Clerks places of this Province he hath taken and seized into his hands three of the best & most Principal places managed by the most expert able and choice Clerks men who had faithfully and diligently served their Majestys been obedient to the Government and well Behaved themselves in their places to the generall Satisfaction of the Country whom he hath discarded upon no other reason or pretence whatsoever (that himself can or doth alledge then his own power and perogative to make a vacancy and supply the same when and as he pleases one of the said Places he has conferred upon his Son under Age to be managed for him by a deputy whom he brought with him for that purpose another of them he hath conferred upon another of his creatures he brought in with him to be also managed by a Deputy as not at present capable of Officiating himself & on the third he hath laid a reserve for whom it is not yet Certainly known but as is generally reported and given out to be executed by some mercenary person for his own private use & Benefitt altho himself at his arrivall was pleased to declare that no Person was to be employed in any of the said Places that cou'd not officiate himself in Person for deputys were in no wise (according to his Instructions) to be allowed of and under that Pretence with his own Authority aforesaid displaced the three afores[d] most Considerable Clerks others of the old

Liber K. Clerks he has treated with and of all demands an acco[t] of their perquisits since the date of his Commission for which he pretends they are to be accountable to him and not only so but must pay him also considerably for their Commissions which he hath extorted as by copy of some depositions inclosed will appear to your Lordships nothwithstanding by the express words of his Commission he is no Longer nor no otherwise Secretary then during the Kings pleasure and his Residence in this Province notwithstanding also his said Commission possitively forbids the making Sale of any the said places or any other profitt thereby then the reservation of the tenth part of the annual Incomes to be estimated by the Governor
p. 98 and Councill upon a vacancy and no more These Contrary Proceedings of S[r] Thomas are resented by the People in generall as very grievous and burdensome & call for our Representation thereof to your Lordships for redress we are told of & expect daily Complaints from the Commissioners of the County Courts touching the Insufficiency of their new imposed Clerks and the turning out of those of whose abilitys and integretys they have had so good Proof and Experience: Nor indeed can we much admire at these irregular and unwarrantable proceedings of S[r] Thomas since we find him associating caballing & advising and indeed conversing with none but the Kings open professed Enemies and Malignants to the present Governm[t] who insinuate nothing into him but Lyes and Fallacies relating to his Office and the pquisits thereof how the same have been managed under the late Popish Arbitrary Government and put him upon these exorbitant measures to satisfy his avaritious & greedy appetite, with such society & advice he is so far taken up & possessed that he hath in a manner deserted and alienated himself from any of our Consultations and stands as it were at a distance from, and in defiance of the Government seeking all oppertunitys of Complaints against the same tho never so unjust and Fictious, Insomuch that having calmly and candidly debated in Councill the Fees and perquisits properly belonging & incident to his Office, whereby to ascertain and Distinguish the same from those appropriated to others Offices, we at last proposed to refer the same to the consideration & Decision of the Assembly who, were the best Interpreters of the Laws themselves made, from this he violently flew of & threatned to protest against the same as well as against the Laws themselves because they Corresponded not with his Ravenous Expectation and Inclinations af[d] having Valued himself at least a Thous[d] Pounds Sterl at Sight upon the Bare disposition of the Clerks Places, as (is said) himself hath reported & upon the least occasion though never so trivial, speakes of nothing

less then appealing to the King and Councill and this so publickly that he gives occasion to other malig^nts as well as himself to set at nought and have in Contempt the Authority of this their Majestys Government which we are well assured your Lordships will in no wise Countenance, as altogether unsafe for their Majestys Interest to admit or allow of, & therefore we make Bold to give your Lordships this true and Impartial Acco^t humbly recommending the same to your Lordships more noble serious and judicious considerations not only for Reformation of the premises but also to discourage and prevent such like arrogant attempts and proceedings for the future Wee rest Liber K. p. 99

May it please your Lordships
Your Ldshps most Obedient humble Serv^t
L: Copley
N Blakiston In° Addison
N Greenberry In° Courts
Tho Tench

together with and inclosed in the foregoing Letter was these foll^g Depositions &c^a relating to S^r Thomas Lawrence mentioned in the said Letter Viz^t

Charles County ss

The Deposition of Cleborn Lomax Clk of Charles County taken before us Capt William Barton & M^r Henry Hawkins two of their Majestys Iustices of the peace for the County aforesaid by vertue of an Order from his Excellency the Gov^r and the honble Councill bearing date the 15^th day of October Anno Dom 1692.

Cleborn Lomax Sworn and examined saith that when he went to wait upon the honourable S^r Thomas Lawrence Baronet their Majestys Secretary of this Province of Maryland to know his Honours pleasure whither he should continue in his Office of Clerk of Charles County his Honour S^r Thomas did demand of him what the place was worth yearly & this Deponent replied that the said Place was worth about twelve or fourteen Thousand pound of Tobacco p Ann and his Honour replied that it was worth thirty thousand pounds of Tobacco p ann as he was informed and this Depon^t replied to his Honour that since he had the place he could not yet make twenty thousand pounds of Tobacco p Ann of it and that yearly he lost four or five thous^d pounds of Tobacco in bad debts and his Honour Sir Thomas further told this Deponent that a tenth part of the Fees were Yearly due unto him, and that a tenth part of the fees from the date of his Commission was due unto him, and that he expected p. 100

Liber K. to have it and that if this Depon[t] would Officiate for half profitts he would continue him in his place whereupon this Depon[t] replyed to his Honour that he had formerly Officiated a long time as Deputy Clerk in the said County and was now very unwilling to officiate for half Profits under any person for he knew how to get a great deal more by practising as an Attorney and when he was put into the said place after the revolution here (the former Clerk refusing to issue out writs in their Majestys names) when scarce any one would undertake to officiate in the said Office and place as Clerk This Deponent was willing to forego his Interest as practising as an Attorney which he supposed at that time might have been more beneficial unto him then the Clerks place meerly to serve their Majestys and the Country the said place being then vacant and that his undertaking to Officiate in the said place did hinder him from undertaking to do any other Business whereupon M[r] William Dent coming through the Councill Room where his Honour S[r] Thomas and this Depon[t] were discoursing his Honour S[r] Thomas went out and discoursed a Little while with the said Dent but what their Discourse was this Deponent knows not his Honour S[r] Thomas coming in again told this Deponent he might continue in his place if he would give him a Bill under his Hand for three thousand Pounds of Tobacco for the tenth part of the Fees of the said place from the date of his Commission to that time, and that if the tenth part Came not to so much upon perusual and view of the accompts he would deduct out of the same what was over & above his tenth part And his Honour Sir Thomas
p. 101 also told this Deponent that he must give him Bond with two Sufficient Securitys for the due Execution of his Office in the said place & yearly to pay unto him a tenth part of the Fees and Profits accruing and growing due thereby whereupon this Depon[t] replied that if a tenth part was due unto his Honour he was willing to allow it and as for giving bond for the due Execution of his office in the said Place that he had officiated as deputy Clerk, & Clerk for several Years but Bond for the due performance of the place before was never required of him nor any complaint for any misfeazance in the said Place was made against him that he knew of but if his Hon[r] did require such a Bond he was willing to give it him only requesting his Honour to send up the Bond into Charles County and there he would give him security because he knew not well how to give him Security at S[t] Mary's which his Honour was willing unto and requested this Depon[t] to draw a Bond for sixty thousand Pounds of Tobacco leaving Blanks for the securitys Names after a Form he gave him to draw it by, and also to draw a Commission for the said Clerks place which his Honour signed and sealed and delivered

to this Deponent together with the Bond to be filled up and Liber K.
so to be sent down again to his Honour whereupon this
Depon[t] gave his Honour Sir Thomas his Bill for the payment
of three thousand pounds of Tobacco for his tenth part of the
Fees due from October in the Year of our Lord 1691 untill
October in the Year of our Lord 1692 and further his Honour
then told this Depon[t] that he expected that he would allow
him somewhat for his Commission and said that he would not
demand any thing for the same but left it to this Deponent
what he thought fitt to allow him and though his Commission
was granted to him but for one Year yet if no complaint came
against him he would renew it again for a Longer time where-
upon this Deponent replied to his Honour and told him that
he had given him a Bill for three thousand pounds of Tobacco
for his tenth Part of the Fees from October 1691 to October
1692 and that if he were to render an acco[t] of the fees and
Profits upon his Oath before his Honour his tenth part would
hardly come to two thousand Pounds of Tobacco and therefore
was willing to pay his Honour the said three thousand pounds p. 102
of Tobacco w[ch] this Deponent supposed might be sufficient
for his tenth part & the Comms[o] and further saith not

Cleborn Lomax

Sworn and Exam[d] before us hereunderwritten
the 18[th] day of October Anno Domini 1692
W[m] Barton
Henry Hawkins

Sunday the 16[th] of October 1692

S[t] Marys ss

I Henry Bonner the Deponent being at the house of M[r]
Philip Lynes in the City of S[t] Marys aforesaid came in
S[r] Thomas Lawrence Secretary of Maryland and the said S[r]
Tho[s] understanding the said Depon[t] was Clerk of Ann Arun-
dell County he the said S[r] Thomas walked out with an-
other Gentleman with him and having some conference
about the Clerks place of Ann Arundell County he the said
S[r] Thomas told me that if I would Officiate under that Gentle-
man as Deputy Clerk of Ann Arund[ll] County he the said
S[r] Thomas Lawrence would allow me one half fees which I
refused and S[r] Thomas Lawrence about the Corner of Van-
sweeringens Garden fence answered me since you will not
accept this Offer I have done with you so we parted and
further saith not H. Bonner

Sworn before us Iustices of their Maj[stys]
Provinciall Court of this Province of
Maryland this 26[th] day of Oct[r] Anno
1692

Nea: Blakiston
Iohn Addison

Liber K. Upon the Enquiry made of some Persons of the honble Councill what I knew as to the Licenses of Ordinary Keepers I can only say that the Ordinary Licenses were paid to the Secrys sometime after the Year 1671 or thereabouts for then did I keep an Ordinary in my House that was afterwards burnt & about that time my Lord received the Licenses and sent Coll Darnall to me to dem[d] the same and told me that my Lord had been very civill to me in letting me keep ordinary so long without paying any thing to his Lordship but afterwards my Lord as I understood had a mind to have the Fees of the Shipping to himself and took those fees from the Secrys and in requitall of the same did gratify the said
p. 103 Secret[rys] with the Licenses of the Ordinary Keepers, which was by Act of Assembly as may appear by a certain Law settled upon his Ldshp and by virtue of Exc[o] and my Lords Gratitude to the Secrys it was hitherto paid to them—Secretary Calvert was the first Secretary that received the same

G V Sweeringen

October the 24[th] 1692

Then came the said Garret Van Sweeringen of the City of S[t] Marys Gent and made oath to the Contents of the above-written before us

Ne[a] Blakiston
Thomas Tench

The foregoing Letter to the right Hon[ble] the Lords of the Committee of trade and plantations together with the severall foregoing depositions and papers inclosed under a Flying Seal were altogether inclosed in the following Letter directed to M[r] Peter Paggen Merch[t] in London by Order of his Excellency the Governor and Council

Maryland October 22[d] 1692

M[r] Paggen

S[r]

Jnclosed you will receive a Letter from his Excellency the Governor and Council of this Province to the right Hon[ble] the Lords of the Committee of trade and plantations which I was ordered to send you under a Flying Seal for your perusuall, the Contents whereof you will perceive to be matter of Complaint against the irregular proceedings of S[r] Thomas Lawrence their Majestys Secretary here upon his first entrance into his Office when you have fully perused and considered the same please to close it up and deliver according to directions and if Occasion be, you are desired to appear in the further management and prosecution thereof against the said

Sir Thomas, which is the request of the Governor and Councill here commanded to be signified to you by Liber K.

Sr. Your most humble Servt

J LL Cl. Councill.

To the right honourable the Lords of the Committee of Trade and Plantations. P. R. O. Maryland B. I. Vol. 2, B. F. p. 42a

In obedience to your Lordships Order of reference of the 19th of September last I have considered of the severall demands made by my Lord Baltemore in the Province of Maryland and represented to their Majties by the Assembly of that Province and I have been attended by the Lord Baltemore and his Councill; and as to his Lordships first demand of 12d ℔ hoggshead for all Tobacco exported out of that Province I find the said duty is part of a certain duty of 2s a hogshead for all Tobacco exported from that Province granted by an Act of the Assembly there of 7th Mar: 71. one moiety whereof is by the said Act appropriated to the publick service for the better support of the Government and the other moiety (which is the 12d a hogshead now demanded by the Lord Baltemore) is thereby granted to the Lord Baltemore to be received by him for his own use as Proprietor of the said Province and that the said 12d a hogshead was by Order of Council the 26th Feb: 90. directed to be answered and paid to the Lord Baltemore as Proprietor of Maryland and I doe not find that the Assembly doe much contest my Lord's right to this duty of 12d a hogshead in the Representation they have made to their Majestyes, where they say they are with their Majtyes Royall assent ready to confirm the same to his Lordship Provided his Lordship grant the same conditions of Plantations he did before the happy Revolution, or the same that their Majties doe to the Colony of Virginia, to the Inhabitants of that Province, but what those conditions are it doth not appear to mee otherwise than by looking into the said Act of the Assembly in 71. by which the said duty was granted, I find that duty was granted to the Lord Baltemore upon condition that his Lordship should accept a pound of Tobacco in stead and in lieu of every 2d Rent, att any tyme reserved upon any grant of land made by his Lordship which condition his Ldp affirms to mee he always shall and still is ready to comply with.

2. As to the 2d demand of 14d ℔ Tonn for all Tobaccos exported out of that Province, I find that by an Act of the Assembly of that Province in 1661 it was enacted that all Vessells whatsoever not properly belonging to that Province having a Deck Flush forte and after comeing in and trading within that Province, should pay for Port dutyes and Anchorage a pound of powder and three pounds of shott or so much

P. R. O. Maryland B. I. Vol. 2, B. F.

in value for every Ton of burden to the said Proprietor and his heires.

Which duty hath by useage been turned into money viz: 14$^{d}$ ꝑ Tunn, and soe answered to the Lord Baltemore, and constantly applyed to his own use and not to the support of the Government as the Lord Baltemore affirms to mee, and by Order of Councill the 26$^{th}$ Feb: 90. this duty of 14$^{d}$ ꝑ Tunn was directed to be answered to the Lord Baltemore as Proprietor of the Province and likewise instructions upon Collonel Copley Governor of Maryland to permit the Lord Baltemore or his Agents to receive the same without any disturbance or interruption and I conceive that upon the words of the Act this duty doth belong to my Lord Baltemore as Proprietor to be received by him to his own use, and it would be a thing of dangerous consequence to admitt of parol proofe of an intention in the Law makers different from the words of the Law to say that the duty which the Act calls Port duty was intended to be a Fort duty and it seems to be admitted by the Assembly that this duty of 14$^{d}$ ꝑ Tunn doth by Law now belong to my Lord Baltemore by desiring their Maj$^{ties}$ Royal assent to an Act to invest it in their Majesties.

As to the demand of Fines and Amerciaments I conceive upon perusal of the Charter granted by Charles 1$^{st}$ to the Lord Baltemore and of their Majesties Commission granted to Collonel Copley to be Governor in Chief of that Province, that the Lord Baltemore hath not a right to the fines and amerciaments that have accrewed since their Maj$^{ties}$ said Comission to Col: Copley whereby their Maj$^{ties}$ have taken the whole Government of that Province into their own hands, except only fines and amerciaments in the Courts of any Mannor in which the Lord Baltemore is Lord: because I doe not find that Fines and Amerciaments are expressly granted to the Lord Baltemore by the Charter of King Charles 1$^{st}$ soe that I conceive he never had any other title to them but as Governor to the Province the Courts of Justice being held in his name; which title is now determined by their Maj$^{ties}$ assumption of the Government into their own hands and appointing a Governor there who by his Commission hath express power granted to him to erect Courts of Judicature for the better administration of Justice as occasion shall require, which Courts I conceive being erected by their Maj$^{ties}$ Commission must be held in their names and are their Courts and not the Lord Baltemores, and the fines and amerciaments there sett will belong to their Majesties: and I conceive such a right in the Lord Baltemore to all fines &c. would be inconsistent with that part of their Majesties Commission to the Governor of that Province whereby he hath power granted him of remitting and pardon-

ing fines sett upon Offenders according as he shall think them fit objects of mercy: which he cannot doe if the Lord Baltemore be intituled to them. P. R. O. Maryland B. I. Vol. 2, B. F.

As to the demand of waiftes strayes, wilde horses and wilde hoggs; I conceive that such cattle as are mentioned in the representation to be claimed as strayes are not in Law such, because they are marked with the marke of the owner, which marke being on record every person is obliged to take notice to whom they belong, and I doe not find that wild horses or hoggs are granted to the Lord Baltemore by the Charter of King Charles 1st and therefore I conceive the right to them is in the Crown as being feræ natura and the property thereof in no particular person. And though there be an Act of the Assembly which gives such goods (to which no person hath the right) to the Lord Proprietor, yet I conceive that Act cannot take away their Majties right thereto, unless the royall assent had been given to such Act, which it doth not appear to me was ever obtained.

As to the last demand in relation to Bills Bonds and Records and other writeings belonging to his Lordships lands, I conceive that the Bills and Bonds, if the fact be as tis affirmed to mee by the Lord Baltemore that they are his security for the severall sums of money agreed to be paid his Lordship by the Planters upon his granting Land to them and that they were in his custody and seized and taken from his servant there, upon his Lordship being discharged of the Government, the case being so, I think it may be just and reasonable that they should be restored to his Lordship againe, and I doe not see any prejudice can thereby happen to the parties by whom such Bills and Bonds were given, though they have not executed their warrants nor had certificates returned, for the Bonds cannot be put in suit till the Lord Baltemore hath performed the conditions on his part.

But I conceive it proper that the Records which are of publick use to preserve the Inhabitants title to their lands should be kept under the Custody of the Governor.

All which is humbly submitted to your Lordships great wisdom.

Tho: Trevor
Novr 2d 1692.

Memorandum. B. I. Vol. 8, p. 62

My Lord President is desired by the Lords of the Committee of Trade and Plantations humbly to lay before his Majesty the Report of Mr Solicitor General upon the Petition of the Lord Baltemore and the Representation of the Assembly of Maryland touching his Lordships demands in that Province.

Liber K.

At a Councill held at the Governors House at S[t] Peters the 18[th] Day of November Anno Domini 1692

p. 104

Present

His Excellency the Governor

the honble { Coll[o] Nehemiah Blakiston, Capt Iohn Addison; S[r] Thomas Lawrence, Capt Iohn Courts; Thomas Tench Esq[r], Thomas Brooke Esq[r] }

The board proceeds to further allowances out of the Surplusage Tobacco in the Supplementary Levy (viz[t])

| | l tob |
|---|---|
| Allowed to Capt Iohn Courts for 10 days horse service at 43[l tob] p diem | 430 |
| to L[t] Richard Land ditto at 33 p diem | 330 |
| to Iohn Hawkins Cornet at 30 p diem | 300 |
| 1 Qu[r] Mas[r] 3 Corp[lls] & 1 Trumpet at 20[l] ea p diem | 1000 |
| 39 Troopers at 20 p day ea 10 days | 7800 |
| | 9860 |
| Allowed to Coll Blakiston for 3 Copys of the Laws | 4800 |
| to Iohn LLewellin in full for the rem[r] of his acc[t] | 4000 |
| to D[o] for pfecting and making out this Leavy | 1500 |
| to Ia[s] Thompson for 2 steeres to the Rangers pressed from him | 1700 |
| to In[o] Edwards upon his pet in part of his Claims | 7709 |

Moved by his Excellency the consideration of maintaining & continuing out the Rangers on the Frontiers of the Province for their pay not hitherto already provided for the same is referred to the Consideration of the next Assembly which is to meet in April next and for the suspending or continuing them still in service it is considered that since the time of the Year and the present Circumstances of the Province concurring is such that there appears no great danger or apprehension of any attempts or incursions of Foreign Indians and by reason there is as yet no Certain allowance made by the Assembly for the support and maintainance of such Rangers it is resolved that they be discontinued and all Called in

Moved by his Excellency the Govern[r] the irregular and dishonour[ble] proceedings of Coll Henry Iowles in basely deserting and declining their Majestys Service in relation to the Commission he bore as one of their Councill accepting and
p. 105 taking upon him to execute the Office and place of a County Clerk within this Province whereby he hath effectually disabled himself from serving their Majestys in quality of one of their Councill

Ordered that he be from henceforth dismissed from his further attendance at this Board as a member thereof, and from any other Office or Command whatsoever in this Province, saving the Clerks place aforesaid & that he be advised thereof by an order in Writing from this Board which accordingly issued as follows Viz[t] Liber K.

By his Excellency the Gov[r] and the honble Councill
Nov[r] 18[th] 1692

Maryland ss.

Ordered that Coll Henry Iowles late a member of this honble Board having disabled himself be and he is hereby wholly dismissed and discharged from the same and his further attendance as such also from his military Command in the said County from acting or officiating as Deputy Commissary and from exercising any other publick Power and authority of Government or Majesteri all Office in the said County or any other part of this Province whereof let him not fail at his perill

Signed p Order
J LL Cl Councill

Motion made by Sir Thomas Lawrence that whereas formerly preferred to this Board a petition from the Commissioners of Ann Arun[dll] County in the behalf of Henry Bonner late Clerk of the said County against him the said S[r] Thomas the said petition being brought to the View of the Persons said to have signed the same they had denied their names their written to be their hand writing, It was thereupon replied and made appear that that Paper which was read in Councill was but a Copy of the Originall which was accidentally lodged in the hands of Coll Blakiston and at that time was not at hand but was now produced at the Board

Upon Motion made to the Board in the behalf of the Sheriff of Baltimore County for allowance to be made him for fees due to him and severall disbursments and expences by him made and and laid out for severall criminalls committed to his Custody &c[a] the same is referred to the consideration of the next Assembly p. 106

Ordered that those Prisoners which we understand are in custody in Virginia for the murder of Rob[t] Kemble of this Province be sent for over by Owen Gwithers Shallop and that according to a former Letter in that behalf writ to the Governor of Virginia his Excellency the Governor aforesaid be desired to order the delivery of them to the bearer the Mas[r] of the said Shallop in order to be brought to their tryall

Liber K. To his Excellency the Governor and the honble Councill

The petition of Thomas Kenniston of Calvert County humbly sheweth

That your Petitioner leased out to one Thomas Souch of Calvert County aforesaid a tract of Land for a certain yearly rent, for which and some other dealings between your Petitioner and the said Souch, he the said Souch became indebted to your Petitioner a certain Sum of Tobacco that the said Souch having made a crop upon the said plantation paid away the same to one Thomas Bridges, taking no Care to satisfy your Petitioner his just Dues aforesaid thereupon your Petitioner thinking he might distrain or seize upon his own Land for his rent &c[a] did accordingly seize the Tobacco paid, by the said Souch to the said Bridges, & by him marked nailed &c[a] which your Petitioner altered & Scratched out the mark and paid the same again to another Person for which he was Indicted by the said Bridges at the County Court upon the Statute, where he was convicted and adjudged to pay four fold and stand in the Pillory according to the forme of the said Statute

Your Petitioner humbly offers to your Exc[llcys] & Honours consideration his ignorance altogether in the Law which mooved him to such irregular and rash proceedings he hath been an ancient Inhabitant and well behaved himself in the said County amongst his Neighbours and never before known to have wittingly or willingly transgressed the Laws of the Country humbly prays your Excellencys Clemency to excuse and remitt him from the corporall Punishment due to him according to the said statute

And shall pray &c[a]

Which Petition was granted according to the following order Viz[t]

p. 107 By the Governor & Councill Nov[r] 18[th] 1692

Maryland ss

Upon a petition this day preferred to this board by Tho[s] Kenniston of Calvert County, Ordered that he be and he is hereby remitted from any corporall punishment or disgrace due to him by Act of Assembly for the remarking altering or taking away the tobacco of Thomas Bridges whereof he was Convicted at Calvert County aforesaid.

Signed p Order

J LL Cl Councill

To his Excellency the Governor & the honourable Councill Liber K.
The petition of Rob$^{t}$ Carse late high Sheriff
of S$^{t}$ Marys County
humbly sheweth

That your Petitioner in the month of Ianuary last being then Sheriff did by virtue of his Office seize and take in Execution a Negro Man of Madam Elizabeth Calverts for and at the suit of M$^{r}$ Iohn Rogers Merchant in Plymouth which said Negro did run away and make his escape from your Pet$^{r}$ and notwithstand$^{g}$ all the Industry and diligence he could and did use could not retreive the said Negro during the whole time of his Sheriffaldry he humbly prays your Excellencys order or precept for there taking the said Negro whereby to render the same according to the tenor of his Writ and be indemnified from any advantage to be taken against him for the same

And he shall pray &c$^{a}$

Which petition was granted and accordingly issued this foll precept (viz$^{t}$)

By his Excellency the Gov$^{r}$ & the hon$^{ble}$ Coun$^{cll}$ Nov$^{r}$ 18$^{th}$ 1692

Whereas Robert Carse Gent late high Sheriff of the County of S$^{t}$ Marys hath Complained to this Board, that having by vertue of his Office in the time of his Sheriffaldry and in the month of Ianuary last seized and taken in Execution a Negro Man of Madam Elizabeth Calverts upon a Iudgment obtained by M$^{r}$ Iohn Rogers Merchant in Plymouth against the said Elizabeth Calvert, the said Negro by instigation and Advice of some Persons made his Escape and fled from his Custody, and is harboured and lyeth lurking about the plantation of the said Calvert and other private places where the said Carse could p 108
not possibly or conveniently come at him to retreive him during the whole time of his Sheriffaldry wherefore he hath humbly prayed the order of this Board to the present Sheriff of the said County to apprehend and take into his Custody the said Negro to render and satisfy the Iudgment obtained by the said Rogers against the said Calvert according to Law

Ordered that Robert Mason Gent now high Sheriff of s$^{d}$ County or his Deputy do with such Force and by such ways and means as he shall think most fit and convenient forthwith apprehend seize and take into his custody the said Negro and him safe keep so as to have him before their Majestys Iustices of the County Court of S$^{t}$ Marys County to satisfy to the said Rogers in manner & form according to the Precept formerly directed to the said Rob$^{t}$ Carse and by which he did take the said Negro in Execution as aforesaid

Signed p Order
J LL Cl Councill

Liber K. To his Excellency the Cap$^{t}$ Gen$^{ll}$ and honble Councill
The humble petition of William Morris of Somerset County now prisoner in the custody of the Sheriff of S$^{t}$ Marys County
humbly Sheweth

That your Honours were so pleased to grant your Petitioner an order for remitting his Body to the custody of the Sheriff of Somerset County where he Inhabits there to find securitys for his good abearance and appearance &c$^{a}$ now may it please your Honours your Petitioner humbly sheweth further that upon his first Commitment to the Sheriff of Somerset County for an Offence supposed to be by him committed Your Petitioners Estate was then Seized upon and taken into the hands of one Francis Ienkins and others at Present to your Petitioner unknown to the great Grievance of your Petitioners Children, and much to the Damage of your Pet$^{r}$ as your Petitioner can make appear so that without releif from this Board it may prove to his utter ruin and reduce his Children to such Poverty that they may be chargeable to the County your Petitioner not doubting your Honours Clemency humbly prays an order of this Board that upon his giving security to the said Sheriff of Somerset County to answer and satisfy all demands that
p. 109 shall Come against him he may have such Power granted him as your Hon$^{rs}$ shall seem meet to collect and gather the said Estate into his hands as formerly whereby he may be able to support himself and Family as he ought

And your Petitioner shall pray &c$^{a}$

The Petition granted according to the following Order (viz$^{t}$)

By his Exc$^{lly}$ the Gov$^{r}$ & the hon$^{ble}$ Councill
Nov$^{r}$ 18$^{th}$ 1692

Upon a Petition this day preferred to this Board by W$^{m}$ Morris of Somerset County prisoner now in custody of the Sheriff of S$^{t}$ Marys County setting forth that upon his first commitment to the Sheriff of Somerset County his Estate or most part thereof was irregularly & unlawfully seized upon and taken into the hands and Possession of M$^{r}$ Francis Ienkins, and others to the Petitioner unknown whereby he is utterly disabled from making any provision for the support and maintenance of himself & Family, & his Children by that means like to be brought upon the Charge of the County

Ordered that the said Morris giving good security to the Sheriff of Somerset County af$^{d}$ to answer and satisfy all just Claims & demands that shall or may hereafter come or be brought against him by the said Persons or others and for his fees and charges of Imprisonm$^{t}$ he be set to Bail upon his

good Behaviour and appearance at the next Provinciall Court Liber K.
to Answer &c[a] and be also reinvested and restored by the said Sheriff to all such part or Portion of his Estate as hath so irregularly and unlawfully been seized & taken from him as aforesaid without due course of Law to maintain the same.

Signed p Order
I LL Cl Councill

To his Excellency the Gov[r] and the honble Councill
The petition of Samuel Withers of Talbot County humbly sheweth

That your Petitioner the 9[th] day of October 1688 had p. 110
Granted unto him warrant for five hundred acres of Land for which he satisfied according to Conditions of Plantation then in force, that One hundred Acres thereof and no more is laid out and executed for your Petitioner as p the Surveyors Indorsment on the back of said warrant appears he prays the order of this Hon[ble] Board for renewment of the remainder of the said warrant

And shall pray &c[a]

Ordered that warrant issue forth of the Land Office to the Pet[r] for four hundred acres of Land due to him by renewm[t] of the remaind[r] of the abovesaid warrant as he hath prayed

It being complained that the Commissioners of S[t] Marys County Court some few of them had unduly proceeded to the laying & assessing of their County Levy without publishing the same & given due Notice thereof as is usual and reasonable to be done &c[a] this following order thereupon issued (viz[t])

By his Exc[llcy] the Governor & honble Councill.
Maryland ss
Nov[r] 18[th] 1692

Ordered that the Commissioners of the said Court do at their next meeting the last Tuesday of this Instant November again overhaul review State and Examine the publick claims and Accounts that are or shall be brought before them for allowance out of their County Levy and do therein according to Law and Justice, the Sheriff of the said County being also commanded to give due notice as well to the Respective Commissioners of the said Court to attend the same as also to others the Inhabitants of the said County having any Claims or demands to put in

Signed p Order
J LL Cl Councill

P. R. O. Maryland B. I. Vol. 2, B. F. p. 49

Whitehall
Monday the 28th of Nov: 1692.

Sir,

The Lords of the Committee of Trades and Plantations having appointed to meet at four of the clock this afternoon their Lordships will expect to receive the opinion of the Lords Commrs of the Treasury upon the Representation of the Assembly of Maryland touching the 12d ꝑ hogshead for 25 ships that left that Province in the year 1690. which they pray may be received by Colonel Copley the Governor there as also upon Colonel Copley's proposall touching Bonds to be taken from ships trading to Maryland, Copies of which Petition and Proposal were sent to you by order of the Committee the 19th of September last to be layd before the Lords Comrs of the Treasury for their opinion upon the matters conteined in them.

I am,
Sir
Your most humble servant.

Mr Guy

B. G. p. 12

Extract of Proposalls made by Coll Copley Governor in Cheif of Maryland to the Lords of the Comittee of Trade and Plantation.

To avoyd False Traders it will be convenient that all Masters of Shipps trading from England hither give Bonds in their severall Ports before they come out to pay all dutyes and Customes and to bring Certificates hither of their having given Bonds and to give a Bond here to carry my Receipts of their respective Certificates to the respective Ports the Mischief of their giving Bonds here often happens to be thus The Masters can give no other Security then two Planters who generally prove to be insolvent when there is Occasion to sue their Bonds and false Certificates are often produced here by false Traders All which I hope may be prevented by following the Methods proposed.

(Endorsed)
Extract of Colle Coppleys Proposalls.
To committe of Cash
Received 1 Dec 1692
From Mr Guy in Answer to an
Order of Referrence from the
Comittee of the 19 Sept: 92.

B. G. p. 1

To John Povey Esqre from Mr Guy.

Sir,

By order of the Lords Commissioners of their Majesty's

Treasury I send you inclosed the reports from the Comm^rs^ of the Customes upon the extract of Colonel Copley's Proposal concerning Bonds to be taken from Shipps trading to Maryland, as also upon the draught of Instructions for the Principall Comissioners for Prizes; and likewise M^r^ Knight's Report upon the Petition of the Assembly of Maryland touching the 12^d^ p hoggshead for 25 shipps that left that Province in the year 1690: All which their Lordshipps desire you to lay before the Lords of the Committee of Trade and Plantations. P. R. O. Maryland B. I. Vol. 2, B. G.

I am
Sir,
Your most humble servant
Hen: Guy.

Treasury Chambers
1^st^ December 1692.

May it please your Lordshipps, p. 12

In obedience to your Ldpps commands signified to us by M^r^ Guy in his Letter of the 21^st^ of September last incloseing an extract of a Proposall made by Col: Copley Governor of Maryland in these words viz^t^

To avoyd false Traders it will be convenient that all Masters of shipps tradeing from England thither give Bonds in their severall Ports before they come out to pay all dutyes and customes, and to bring certificates hither of their haveing given Bonds And to give a Bond here to carry my receipts, of their respective certificates to the respective Ports, the mischiefe of their giving Bonds here, often happens to be thus, The Masters can give noe other security than two Planters, who generally prove to be insolvent when there is occasion to sue their Bonds, and false Certificates are often produced here by false Traders.

Wee doe humbly acquaint your Ldpps that as the Acts of Trade and Navigation stand every shipp going from England to any of their Majesties Plantations is obliged to give bond with one sufficient surety to the chiefe Officers of the Custome House of such Port or Place from whence she shall sett sayle to the value of £1000. if the shipp be of less burthen then 100 Tonne and of £2000. if of a greater burthen, That in case the said shipp or vessell shall load any of the enumerated Plantation comoditys at any of the said Plantations, That the same shall be brought to some Port of England, Wales or Berwick and be there unloaden and put on shoare, the danger of the seas excepted. And for all shipps comeing from any other Port or Place to any of the said Plantations, the Governor thereof is before the said shipp or vessell be permitted to load on Board any of the said Comoditys to take Bond in like

P. R. O. Maryland B. I. Vol. 2, B. G.

maner, and every shipp or vessell which shall load or take on board any of the aforesaid Goods until such Bond given to the said Gov$^{r}$ or certificate produced from the Officers of any Custome House of England, Wales or Berwick, That such Bond hath been there duely given shall be forfeited; soe that if any shipps doe goe from England directly to their Majesties Plantations without giving Bond to the Officers of the Custome House in the Port from whence they sayle and carrying Certificate thereof, the Governor is not obliged to take Bond from them in the Plantations but may seize and prosecute such shipps and vessells if they doe presume to load and take on board any of the aforesaid enumerated Goods. And it hath been the constant practise of this Board as much as possible to oblige all Masters of shipps going from England to the Plantations to give such security before they depart, well knowing that the Bonds taken in the Plantations are generally from persons of insufficiency.

All which is humbly submitted to your Ldps consideration

Jo. Wendenn
Robert Southwell
Robt: Clayton
F. Warde.

Custome House London
29$^{th}$ November 1692.

(Endorsed)
Rec$^{d}$ 1$^{st}$ December 1692. from M$^{r}$ Guy.
In Answer to an Order of Referrence
from the Committee of the 19$^{th}$ Sept$^{r}$ 92.

Liber K.

At a Councill held at the Governors House
at S$^{t}$ Peters the 21$^{st}$ day of Dec$^{r}$ Anno Dom 1692

Present
His Excellency the Governor

p. 111

the honble { Coll Nehem Blakiston, Coll Nich$^{o}$ Greenberry, Thomas Tench Esq$^{r}$, Capt Iohn Courts, Tho$^{s}$ Brooke Esq$^{r}$ }

His Excellency represents to the Board the rude insolent Carriage and Behaviour of M$^{r}$ Edward Randolph their Maj$^{stys}$ Surveyor & Comptroller here in Contempt of their Majestys Authority and the present Government particularly contained and set forth in the following Depositions and papers produced and ordered to be read (viz$^{t}$)

Memd
That writing and transcribing severall things for Esq$^{r}$ Ran-

dolph in Virginia I saw & understood some Reflections made upon the Gov$^{r}$ and Governm$^{t}$ of Maryland (viz$^{t}$) Liber K.

That writing many Letters to divers Persons in England he insinuated that Coll Copley begun already to be dissafected by the People of that Province, that he had artificially caused to be made and Enacted severall Laws solely to his own advantage & conveniency or to that Effect, that if the King did not send over some Requisite Officers he could expect but little Iustice to be done him by reason of ignorant Iurys and the Governors conniving at some Collectors that favoured Interlopers and false Traders or to that Purpose intimating how ungentelely himself had been treated by the Governor at his Quarters obliging him to turn out to make Room for Captain Blakiston (who was his Great Creature) and wholly at his Devotion) and shift elsewere in the Town as he could & also that the rest of the Councill were very much at his Service rendring them or most of them very ridiculous and Inferior Persons calling Coll$^{o}$ Browne a scotch Pedlar M$^{r}$ Addison a new Castle Factor &c$^{a}$ that the Clause in his Excellencys speech (viz$^{t}$) the many difficultys and hazards I run did not at all daunt me from Coming to you, was construed in the Margin of one of them in gett$^{g}$ away from the Serjeants & bailiffs that waited for him

W$^{m}$ Clark.

September 27$^{th}$ 1692

Then came the above written William Clark before me John LLewellin one of their Majestys Iustices of S$^{t}$ Marys County & made oath upon the holy Evangelists that the above Relation as to to the Sum & Substance thereof is true and just in every particular differing only perhaps in the wording thereof but as near as he can possibly remember agreeing therewith p. 112

Jurat die et ann Supra dict
coram me
J LLewellin

Maryland ss

I Philip Lynes of S$^{t}$ Marys County in the Prov$^{e}$ of Maryland aged about forty three Years having formerly had some communication with one M$^{r}$ Philip Shapleigh of Northumberland County in the Collony of Virginia and one Goss Mas$^{r}$ of a Ship or Vessel the said Philip Shapleigh and the said Goss did tell your Depon$^{t}$ Philip Lynes that the said Shapleigh was bound for the said Goss in a bond for one thousand pounds to the King that the said Goss should go for England with a Ship or Vessell he was then Master of according to the tenor

Liber K. of such bonds usually taken and that he the said Shapleigh being so bound by bringing to M^r^ Randolph the said Goss, said M^r^ Randolph did discharge him the said Shapleigh from the Bond wherein he was Bound to the King as aforesaid & also the said Goss told your Depon^t^ that M^r^ Randolph had discharged him and given him the said Goss leave to go home with the Vessell he was then Mas^r^ of lying in Somerset County in the province aforesaid & accordingly as your Deponent hath heard the said Goss Mas^r^ of the said ship or Vessell departed with his said ship or Vessell accordingly from this Province Witness my hand this 20 fourth day of October 1692 Phil Lynes

The Contents of the above written
was sworn to by the abovesaid
Philip Lynes this 24^th^ Day of
October 1692 before us

Ne^a^ Blakiston
Nich Greenberry
Tho^s^ Tench

The Deposition of Gilbert Clark aged thirty eight Years or thereabouts.—

p. 113 The Deponent upon his Oath taken on the holy Evangelists saith that in the Month of November last past he being at the House of M^rs^ Ann Neale of Charles County Widow in company with one Edward Randolph Esq^r^ their Majestys Surveyor Generall and severall others known and professed Roman Catholicks (viz^t^) Coll Edward Pye M^r^ Iames and M^r^ Anthony Neal did hear and see the said Randolph drink frequently a health to the Man that should have his Mare again and that they the said Roman Catholicks should not question but before May day next they should hear and know, the Man should have his Mare and afterwards they having some discourse concerning the present alteration of Government he the said Randolph bid them not mind it for it would not be lasting and further the Deponent saith not

Iurat 16 Die Decembris Gilbert Clark
Anno Dom 1692 coram me
L: Copley

Upon reading whereof and due consideration thereof had it was moved & thereupon Resolved that the whole matter and all things thereunto relating be represented to their Majestys by way of Letters to the right Honble the Lords of the Treasury the Lords Committees of trade and Plantations and the Commissioners of their Majestys Customs, with Copys of all Papers concerning the same to be inclosed

That a true Acco$^{t}$ be likewise given to the Lords of the Treasury of the fees formerly taken by the Secrys of this Province for Ordinary Licenses and for another ꝑquisit called Secretarys fees how and by which means they were then allowed to be taken by the Secrys and now claimed by Sir Thomas Lawrence, and how since they are now by Act of Assembly altered and vested in his Excellency the Gov$^{r}$ who employs and maintains proper Officers for that Purpose Liber K.

Ordered also that a Letter be likewise writ to M$^{r}$ Peter Paggen the Countreys agent advising him of the Premises and all other matters of publick Import

Mem̄d at the same time was produced and read at the Board this follow$^{g}$ Certificate of Record from New Castle relating also to M$^{r}$ Randolph (viz$^{t}$)

New Castle p. 114

These are by the King and Queens Authority, and in the Proprietors Name to will and require thee Henry Vanderburgh to be and appear before the Iustices of the Quarter Sessions to be held at Newcastle the twentieth day of September next as well to answer for withholding one thousand Pounds Sterl due to their Majestys as to abide the Iudgment of the said court and hereof fail not at thy Peril Given at New Castle August 8$^{th}$ 1692

To the high Sheriff of the }
County of Newcastle }

This is a true Copy of the Originall Summons granted at the request of Edward Randolph Esq$^{r}$ Surveyor Generall

Ex$^{d}$ ꝑ Ia Claypoole Cl Conc$^{l}$ p$^{r}$ dict

The Originall of the above was Executed by me

George Moor
Dep$^{ty}$ Sheriff

Received this 8$^{th}$ of August 1692 of Iames Claypoole Dep$^{ty}$ Secry a Bond signed and sealed by Matthias de Hart Mas$^{r}$ of the Sloop Unity of New York and Henry Vanderburgh his Surety of One thousand pounds Sterl to their Majestys upon condition to Carry his Lading to England Wales or Berwick, and nowhere else

Dated at New Castle Aprill 24 1691 I say rec'd as above

Edward Randolph Surveyor Generall
New Castle August 8$^{th}$ 1692

I Did then promise to Henry Vanderburgh Merch$^{t}$ to use my utmost Endeavour to prosecute and get arrested at the sute of their Majestys Matthias de Hart Mas$^{r}$ of the Sloop

Liber K. Unity of New York in an acco[t] of 1000£ due upon Bond dated the 24[th] of Aprill 1691 (Henry Vanderburgh Merchant his Security) and to secure if possible the said Vanderburgh from further trouble in this Prosecution

Edward Randolph Surveyor Generall

p. 115 Bee it Remembred that this 16[th] day of August 1692 at New Castle in Delaware River Henry Vanderburgh of the s[d] place Merch[t] Declares that on the 8[th] of this Instant Edward Randolph Esq[r] did Summon him the said Henry Vanderburgh to appear at the next Quarter Sessions to answer for withholding 1000£ Sterling due to their Majestys he being as Surety bound in a bond with Matthias de hart Mas[r] of the Sloop Unity of New York for the said sum to their Majestys but the said Edward Randolph told for twenty pieces of eight and paying the Fees he would withdraw the Action and prosecute the Bond ag[st] Matthias de Hart the Principall to which the said Henry Vanderburgh Complyed and the action was accordingly withdrawn whereupon the said Esq[r] Randolph gave him a paper which he thought to be a Receipt for the money a Copy whereof is above—

Henry Vanderburgh

Taken and attested this 16[th] Aug[st] 1692
before me

W[m] Markham L[t] Gov[r]

The above are true Copys of the Originalls Exam[d]
p Ia Claypoole Cl Conc p dict

New Castle in Delaware River
in America

Edward Blake one of the Iustices of New Castle declares that about the 8[th] of August 1692 at the request of M[r] Edward Randolph Surveyor Generall he went into a room at the house of Iohn Cann in Company with Henry Vanderburgh and discoursed about [sealed] the 1000£ bond to the King wherein the said Vanderburgh was surety and told him if he would be civill and Genteel he would endeavour to indemnify him from the said bond whereupon the said Vanderburgh offered 8 or 10 pees of eight which the said Randolph would not accept of but said if he would give him his note for 20 pees of eight he would do it, upon which they went to the attestants house where the said Vanderburgh paid the said Edward Randolph the money

Edw[d] Blake

Attested and taken this 3[d] September
1692 before me

W[m] Markham L[t] Gov[r]

The within Edward Blake Iames Claypoole George [sealed] Moor and Henry Vanderburgh were attested before me to the truth of the within Liber K. p. 116

Wᵐ Markham Lᵗ Govʳ

Read the severall Letters ordered to be writ to the Lords of the Treasury &cᵃ as before (vizᵗ)

Maryland Decʳ 21ˢᵗ 1692

May it please your Lordships

Having had just occasion to represent home to the right honble the Lords Committees of trade and plantations amongst other things the rude and insolent Behaviour of Mʳ Edwᵈ Randolph Surveyor Genˡˡ of the customs here in opposition to the present Government and the disturbance of their Majestys good and leige Subjects Wee hold it our duty likewise to give your Lordships a short and brief accoᵗ thereof he hath approved himself a Person Contemptuous of the Government and despising all manner of Authority but his own oppressing and tyrannizing over the Subjects commanding & abusing their Persons pressing taking and employing their Servants Boats Horses &cᵃ without pay by colour of his Office making littegious and illegall seizures at his pleasure, and compounding privately with others for the breach of their Bonds though never so apparent as by the Copys inclosed your Lordships may perceive he is in fine altogether averse to the present constitution and Frame of Government and expecting wishing and praying for a change and consorts himself with none others but Professed Papists and others their Majestys open and known Enemies with whom he makes it his Business to drink healths frequently to the man that should have his Mare again (a by word by them used to signify King James's return to the crowne) encouraging in them the hopes of seing the same effected by May day next which would have been otherwise taken notice of and he secured by the Govʳ till the Kings Pleasure had not his sudden and private Departure out of the Province prevented & in his return visiting none but the dissafected party: may it please your Lordships the due sence of our duty and our own Zeal and Affection to their Majestys Service only and not any private or particular annimosity has drawn from us this Information, which we doubt Not by the next Shipping to strengthen and confirm by further Evidence & to give your Lordships a more ample accoᵗ thereof, in the mean time we beg pardon for this trouble & remain Your Lordships most humble Servᵗˢ p. 117

L Copley

N Blakiston J Courts

N Greenberry Tho Brooke

Tho Tench

To the right honble the Lords of the Treasury at Whitehall London humbly present

Liber K. Maryland Dec$^{r}$ 21$^{st}$ 1692

May it Please your Lordships

Since our last to your Lordships of the 14$^{th}$ of October last we have had fresh and repeated occasions of representing to your Ldshps the irregular and undue proceedings of S$^{r}$ Thomas Lawrence their Majestys Secretary of this province daily pursuing and putting in Practice his former wonted inclinations and endeavours to promote & advance his own private Interest above their Majestys Service, continually & only associating himself with Papists and other Male Contents their Majestys open and known Enemies, countenancing none but them, and endeavouring to raise and foment differences and their private annimosities against the Government and not only so but (as we are credibly advised) hath used his Skill to asperse and scandalize the same to their Majestys and your Lordships by his most notorious false informations and suggestions from whence we hold our selves obliged with submission to vindicate and defend our selves before your Lordships and the whole world and to assure your Lordships that as our zeal for their Majestys Service shall lead us principally to the Promoting of their Interest so our own naturall inclinations shall never sway with us to do him or any Particular Person whatsoever willingly any wrong

One thing we observe has particularly disturbed him and humbly Conceive he may have not fairly and candidly represented as one of his Grievance (viz$^{t}$) that he is abridged of a Certain Fee or fine assessed upon the Innholders or Ordinary
p. 118 Keepers of this Province yearly for their Lycense which the Lord Baltimore did formerly of his own free will bestow on the Secrys his own Creatures and relations in liew of some other fee of greater Value taken from them, which he might also take from them at his Pleasure so that they never had or cou'd claim any right or Property therein but meerly his Lordships Bounty he likewise conceives himself Injured in being debarred of a Certain other Fee of fourty Shillings Sterl by Act of Assembly of this Province now setled upon the Governor for Entring and Clearing of every Ship or Vessel trading here in liew and full of a Fee formerly termed Secretarys fees but taking by his Lordship under colour of an old Law long since abrogated by his Lordships own Consent and for which now the Governor doth employ and maintain convenient Officers to Perform that Duty in the respective entring Ports of this Province, so that we humbly offer it to your Lordships more judicious Consideration whether Malice Avarice & Self Interest rather then any just cause or the publick good have not induced him to such illegall methods of proceedings and consequently been the only ground of his supposed Grievance

and occasion of complaint not taking any notice of his Instruc- Liber K.
tions which possitively prohibit him to make Sale or any other advantage directly or indirectly of any office or place under him other then a reserve of the 10th Part of the respective County Clerks perquisits havg directly contrary thereto exacted of such Clerks a Gratuity besides for the purchase of their Commissions and now lately wholly divested & acquitted himself of his own immediate Office and exposed the same to sale and Farm to the late Clerk of the Provinciall Court for a very considerable & extraordinary Sum to be annually paid him which is not only a palpable breach of his Instructions but may in all Probability be a means to seduce the said Clerk and (unless he be a Person of great Integrity and more than ordinary good Principles) lead him to corruption, and exacting of illegall and extortious Fees from the Inhabitants to make good the Sallary Even so far (may it please your Lordships) hath the malignancy of his Disposition had pre- p. 119
dominancy over him as to corrupt one of their Majestys Councill (vizt) Coll Henry Iowles) to acquit & desert the Honours of his Post, and accept under him the Place & Office of a County Court Clerk to the great Dishonour of his former Commission dissatisfaction of the rest of his Brethren and the wonder of the whole Countrey but we must of necessity Conclude there is some other private and secret design & intregue to be managed and carried on by them and their dissafected Party to the Prejudice of the Government and their Majestys Service for which reason (according to the powers & authoritys given to the Governor in his Instructions) we thought fit to dismiss the said Coll Henry Iowles from his place in Councill and others his Milatary and civill Offices and commands in the County where he lives Wee cannot in duty omit to represent also unto your Lordships the rude insolent and haughty carriage and behaviour of Mr Edward Randolph Surveyor Generall of their Majestys Customs here towards their Majestys good Subjects the Inhabitants and other trading & Coming into this Province insulting over them at a most prodigious Rate, commanding their psons at his pleasure and arbitrarily pressing and taking away their Servants Horses Boats Sloops and other necessarys by virtue and under Colour of his Office without making any satisfaction or allowance for the same slighting and contemning the Government and all manner of Authority besides his own and consorting himself with none but professed Papists and others their Majestys open and known Enemies in opposition to the Government being himself a Male Content & altogether dissatisfied at the present constitution in Engld as by the Inclosed Copy of Gilbert Clarks Deposition will more plainly appear to your Lordships which had not his sudden and private Departure

Liber K. out of this Province soon after prevented would have been more Effectually taken notice of by the Government and he himself secured till his Majestys Pleasure should be known towards him upon his Return back he privately passed through the Province visiting none but such Persons as were of his own stamp and frequently in their Company drinking a health to the Man that should have his Mare again a by word used by the dissafected to signify King Iames's Return again to the Crowne which by that means they endeavour to succour
p. 120 and revive the hopes of in one another and promise to themselves to see Effected by May day next at furthest he is a Person in fine greviously troublesome & vexatiously turbulent to all good People and Places where he Comes wholly and altogether led and swayed by his own Interest & avaritious inclinations without having any the least regard or Respect to their Majestys Service and the duty of his Place sometimes causlesly seizing and letigiously prosecuting and molesting some of their Majestys good Subjects meerly for revenge or hopes of Gain upon a composition, and connivingly Compounding with others for a small matter though never so apperently guilty and obnoxious to great Penaltys for breach of the Laws to their Majestys no small Damage and Injury as p the other inclosed Copys may also appear to your Lordships which by our next we shall be able we doubt not to strengthen and confirm with many more of the same Nature such Officers as we humbly conceive are very grievous and burdensom to the Subject so we are certain they can never advance or promote their Majestys Service and Interest and therefore as such we held ourselves in duty bound to represent them to your Lordships for your Information we humbly pray your Lordships candid Constructions hereof and beg pardon (if out of our zeal to their Majestys Service only we have been too tedious and prolix and make bold to subscribe our selves in all Truth we are

May it please your Lordships

Your Ldshps most obedient humble Servts

L Copley

N Blakiston

N Greenberry Iohn Courts

T Tench Tho Brook

To the right Honble the
Lords of the Committee
of Trade and Plantations
at Whitehall
London

These humbly prsent

Maryland December 21st 1692

May it please your Lordships

The frequent and continued rude & insolent Carriage of Mr Edward Randolph Surveyor Generall here is become so notorious and insupportable that we cannot forbear repre-

senting the same to your Honours in their true and naked Liber K.
tho as modest and decent terms as we Can and the case will
admit we must assure your Honours that he is a Person of
most Pernicious evill Principles averse wholly to Government
or any authority but his own, which he makes use of to very p. 121
ill Ends seeking to Propogate and Promote his own Interest
and satisfy his own avaratious appetite above and before their
Majestys Service which is the least of his regard spurns at
Governm$^{t}$ & insults over their Majestys Subjects insolently
commanding their Persons and pressing and seizing their
goods as Boats hands and horses at Pleasure without any
manner of satisfaction or so much as a good word making
unjust and letigious seizures of some without any grounds or
cause more then malice or hopes of Gain for composition, &
conniving at and compounding with others for the breach of
their Majestys Laws though never so plain and obnoxious for
a small matter many times to his own private use and advan-
tage of which we conceive your Honours will have but a very
slender (if any) acco$^{t}$ at all: In fine (may it please your
Honours) that publickly demonstrates himself a Male Content
at the present constitution and frame of Government wishing
for a change and in his private caballs with his associates
frequently drinking a health to the man that must have his
Mare again, thereby mystically intimating the restoration of
King Iames to the Crown which he tells them they not doubt
but to see and hear before May day and words to that Effect
all which the Inclosed Copys will more plainly make appear to
your Hon$^{rs}$ & we shall be able in a short time we doubt not to
back and confirm the same with many more of the like nature
and complexion and how such a person that corresponds with
none but the Kings Enemies can be thought to serve their
Majestys we humbly refer to your Hon$^{rs}$ more judicious and
wise considerations a more particular and exact Acco$^{t}$ your
Honours may have we suppose from the Collectors whose
Duty it is to inform your Honours of all matters of this nature,
& therefore we shall not further enlarge at present but take
leave to subscribe our selves

Your Honours most humble Serv$^{ts}$

L Copley
N: Blakiston
Ni Greenberry  Iohn Courts
Tho Tench  Tho Brook

To the right honble the
Comm̄srs of their Majestys
Customs at the Custom
house
London

Maryland Dec$^{r}$ 21$^{st}$ 1692

M$^{r}$ Paggen
S$^{r}$

p. 122

The Incloseds to the right Hon$^{ble}$ the Lords of the Com-

Liber K. mittee of Plantations &c[a] the Lords of the Treasury & the Commsrs of their Majestys Customs containing chiefly matters of Complaint against two of their Majestys Officers of Considerable Posts within this Province we send you under a flying Seal for your Perusuall and afterwards delivery according to directions, we must request you as our Agent to appear to and manage the same on our behalf their insolencies & behaviour has been such and so frequently put in Practice that it is become almost insupportable as p the inclosed Copys of Depositions and the Contents of our Letters you will perceive which we doubt not in a short time we shall be able to back and confirm with other proofs and evidences of the like nature & transmitt it to you for your further Government & Instructions in the management of our Concerns which we wholly recommend to your prudence and discretion and no ways doubt of your Integrety therein in confidence whereof we rest

Sir your Servants

| | |
|---|---|
| L: Copley | Tho Tench |
| N Blakiston | In° Courts |
| Nic Greenberry | Tho Brooke |

At the same time was also ordered to be writ & sent this foll° Letter from the Councill to the said M[r] Peter Paggen (viz[t])

Maryland Dec[r] 21[st] 1692

M[r] Paggen

S[r]

M[r] Francis Nicholson our L[t] Governor being lately gone for England upon some private Sinister Acco[t] as we have occasion to suspect we take this opportunity to acquaint you as our Agent therew[th] desiring you to be very diligent in watching his motions and if he shall offer any thing on his own behalf or otherwise in prejudice to this Government or our present Governor (who we are throughly sensible hath demeaned himself with that apparent Loyalty good conduct prudence and Integrety to the honour of their Majestys and the generall Satisfaction of the whole Country that we are bound to pray
p. 123 for his continuance amongst us, and cannot well hear of any ill against him Wee desire you will appear on our Behalfs to defend the same by representing to their Majestys and the Lords of the Committee or wheresoever it shall happen to be the true and Genuine Character we have given you of one, and the Contrary Disposition of the other, not unknown (we presume) to you and most people upon the late revolution wherein he did in no small measure demonstrate his inclinations and aversion to the present Constitution and frame of

Government which he sufficiently declares to be still his reso- Liber K.
lution in countenancing favouring and associating himself with none but Papists and others of the dissafected Party their Majestys known Enemies who take the freedom in his Company and presume (if not by his advice and Encouragement) to drink healths to King Iames and frequently among one another to the Man that must have his Mare again (a by word they have to express their Desires of a Change and the restitution of King James to the Crown which they feed themselves with the hopes of seing effected before May day we have too many of that hue among us, Pray God preserve their Majestys and confound the wicked expectations of such their Enemies and deliver us from their hands: By our next we shall endeavour to furnish you with what Evidences or other Circumstantiall proofs we can for your better management of this and all other matters Committed to your charge and in the mean time we rest

S^r^ Your humble Serv^ts^

To M^r^ Peter Paggen
Merch^t^ In London
These

N Blakiston
N Greenberry
Tho Tench
In^o^ Courts
Tho Brooke

Produced and read to the Board a Letter from the Commis- p. 124
sioners of Somerset County refusing to admit of or Suffer M^r^ Edward Greene and M^r^ Ioshua Barkstead to act or put in Execution their respective Commissions lately granted them by his Excellency for Surveyor of the County & for Ranger as also a Petition preferred by the Grand Iury of that County to the County Court to that Purpose and consented to by the Commissioners

Ordered that Summons issue as well for the s^d^ Commsrs as for the Grand Iury aforesaid to appear at the next Provinciall Court to answer their Contempt in the Premises

Was also produced and ordered to be read this following Letter from the Com^rs^ of Talbot County Court (viz^t^)

York Town the 19^th^ November 1692

Honoured Sir

Yours of the 15^th^ instant have received have viewed the Contents wherein we perceive your good liking and approbation you have Conceived of M^r^ Iohn Pope of Oxford but by whose means we know not we should be glad in Complyance with your Gentle request that we Could conceive the like thoughts of him and so Repose in him that publick employ-

Liber K. ment which you have thought him so Capable of, the Person hath formerly exercised the same employ but for his evill deportment and ill manners therein he hath been Suspended by order of this Court and hath severall times since Petitioned this Court for lycense and they have not thought fit to Grant it him, whereupon the said Pope hath insinuated himself and taken the indirect ways against Law to procure Lycense but finding the matter rests in us and that your own conceptions are such we have thought fit to signify to you that we have not granted License to the said Pope knowing him better then your Excellency doth and have formerly adjudged him unfit, & still Persevere in the same opinion, wee now give your Excellency to understand that we have no Commission to any Person to be Survey[r] in our County, we therefore recommend to you Robert Smith whom we suppose and are well assured will perform justly the said Office please therefore (if you think fitt) to send him a Commission with all Convenient speed this is the request of

S[r]

Your Excellencys most humble Serv[ts]

Signed p Order

I Valiant Cl Councill

p. 125 Ordered that Summons issue from this Board for the Commissioners of the said County Court to appear at the next Provinciall Court to answer their Contempt and rudeness to his Excellency in the foregoing Letter

Forasmuch as it is most credibly advised that a Ketch now ready to set sail from hence is purposely employed and entertained by their Majestys openly known and professed Enemies to the prejudice of the Government ordered that she be stayed from proceeding on her Voyage untill Satisfaction be given in that point to the Governm[t]

By his Excellency the Gov[r] and the hon[ble] Councill

Maryland ss Dec[r] 21[st] 1692

Ordered that Capt[n] Edw[d] Burges of Ann Arundell County do forthwith deliver into the hands and possession of the hon[ble] Coll Nicholas Greenberry or his order upon demand the publick arms & ammunition in his Custody according to the tenor of his receipt passed for the same, otherwise that he be and appear before their Majestys Iustices of the Provinciall Court at the next Court to be held at the City of S[t] Marys to answer his contempt

Signed p Order

J LL Cl Councill

At a Councill held at the City of S$^{t}$ Marys at the Governors house at S$^{t}$ Peters the 22$^{d}$ day of Dec$^{r}$ Anno Dom 1692 Liber K.

Present

His Excellency the Governor

the honble { Coll$^{o}$ Nehemiah Blakiston, Thomas Tench Esq$^{r}$; S$^{r}$ Thomas Lawrence, Cap$^{t}$ In$^{o}$ Courts; Coll$^{o}$ Nic$^{o}$ Greenberry, Thomas Brooke Esq$^{r}$ }

Upon motion made to the Board in behalf of a Party of Men in Arms under the Command of Cap$^{t}$ Richard Brightwell, Rangers appointed on the Frontiers by order of his Excellency & continued from the 27$^{th}$ day of Aprill last to the last of Nov$^{r}$ foll concerning the Major part of their pay due to them for their Service and omitted to be allowed them by the Assembly viz$^{t}$ a Captain and Eleven men with their Horses the Captains pay at 1300$^{l\,tob}$ p mo and the Eleven men at 600$^{l\,tob}$ ea p month p. 126

Ordered that the same be recommended to the consideration of the next Assembly to allot them their pay and that in the mean time assurance be given and certified from this Board to Major Ninion Beal high Sheriff of Calvert County to be also communicated and made known to those men that the full remd$^{r}$ of their pay shall be duly awarded them in the next publick Leavy and made good to them or their order whoever shall give them Credit so that the whole pay rem$^{a}$ due to the men deducting out of each mans proportion 760 l tob part already allowed them by the Assembly amounts to 39840 l Tob and the Capt$^{ns}$ pay deducting 4000 l tob already allowed him amounts to 4340 l tob in all 44180$^{l}$ tobacco the List of the Men deliverd in is as follows viz$^{t}$

Captain Richard Brightwell

| | | |
|---|---|---|
| Samuel Peter | Iames Wapple | Francis Griggs |
| Thomas Kenniston | George Smith | Francis Warner |
| Henry Taylor | Waller Evans | Richard Hyfield |
| Thomas Orton | | |
| Iohn Deakins | | |

The Sheriff of Talbot County having formerly recd a precept commanding him by Iury to appraise the Ship Ann of New Castle Iames Anderson Mas$^{r}$ condemned by a special Court of Oyer and terminer which appraisment was returned and ordered to be Entered among the Records of the said Court Iames Anderson the Master of the said ship together with M$^{r}$ William Sharp of Talbot County Merchant appear in beh$^{lf}$ of the Owners of the said Ship and offer themselves against the Sea men belonging to the same demanding allow- p. 127

Liber K. ance for their wages the Sea men by Mr George Plater their Attorney appearing to dem[d] the same and it was urged and alledged by the said Master that the men by reason of their absenting themselves from and deserting or neglecting the service of the said ship Contrary to their Duty and Places ought of right and justice to forfeit and lose the Benefit of their Wages to which they by their Attorney aforesaid answer and Reply that they never did desert or Neglect the Service of the said ship before her condemnation unless it were for want of Provisions and other Necessarys fit and Convenient for them as also good assurance for payment of their wages upon full hearing whereof and the parties on both Sides their severall allegations and due Consideration thereof had it was resolved and ordered that the Seamen be paid and satisfied their Wages out of the appraisment and Value of the said ship from the time of their Shipping to the Condemnation of the ship pro rato according to their Contract and the Judgment of the special Court aforesaid they making oath to the Contract aforesaid between them made And accordingly the Board proceeds to allotting and awarding the same with further allowance of Charges and Expences in prosecut[s] & putting in Execution the Commission aforesaid for tryall of the said ship (viz[t])

Allowed to Mr Edward Man one of the Commissioners formerly appointed for his Expences & trouble therein in full of his Acco[t] demanded — 1 tobacco 800

To Mr Fitz William Lawrence Attorney for the Seamen allowed in full of his Acco[t] of 15[l] 10[s] 0[d] st here produced & for which he hath taken Bond of the Men which he is hereby ordered to deliver them up the Sum of — 5[l] 00[s] 00[d]

To the Widow Iudith Stanley upon Bond passed to her by the said Master and Mr Iohn Cape the Merchant of said ship for timber and other wood made use for the Ship — 10 00 00

p. 128 Mr Iohn Cape Merchant of the said ship his Acco[t] being produced and allowance thereof demanded is set aside he having (according to information) sued the men for his disbursments &c[a] made on their acco[t] & consequently evaded and slighted the order of Court for satisfaction of all charges by applying himself notwithstanding to the Law and it is thereupon ordered that the men be first Satisfied their full pay as before without any deduction and that to be paid in ready money of the product of the said ship so far as the same will Extend and the remainder in Bills of Exc[o] of the same product — 0 0 0

Allowed to Mr Samuel Withers high Sheriff of Talbot County upon his Accot exibited & in full discharge thereof as follows vizt Liber K.

| | £ | s | d | l tob |
|---|---|---|---|---|
| in full for his Fees for arrests Summons sale of the Ship &ca | 15 | 00 | 00 | |
| for the Commsrs Ordinary Expences by him paid | | | | 1285 |
| for provisions &ca to be paid out of the product of the Ship | | | | 400 |
| for ditto to be paid by the Men themselves | | | | 300 |
| for two Mens Wages after Condemnation to be also paid by the Seamen | | | | 600 |
| | | | | 2585 |
| | 15 | 00 | 0 | |

To Andrew Tonnard, Thomas Borman, William Bexley and Robt Grundy Appraisers appointed 30l tob p day for 3 days to each of them 360l tob

Andrew Barnes one of the Seamen belonging to said ship pursuant to an order of the aforesaid special Court of Admiralty makes his appearance here and upon his oath taken upon the holy Evangelist Deposeth and saith that he was shipped Carpenter on Board the Ship Ann of New Castle at Leith the 14th day of October 1690 at 3l 5s 0 p mo Ordered that he be allowed and paid his full wages to the time of the Condemnation of said ship accordingly pro Rato

The allowance before made in Tobacco to be reduced into Money and accordingly paid at the rate of 6s p 100l tob

Allowed to John LLewellin the Clk for his care and trouble in adjusting the accots and making Record thereof 1200l tob p. 129

Mr Robert Ungle moves for allowance of a Certain debt due to him from the said ship for severall necessarys & materialls by him delivered for use of said ship

Ordered that the said Ungle making appear the same to be allowed it out of the product of the Ship after the Seamens wages and other allowed charges deducted and the rest of the product of the Ship (if any remain to be lodged in the hands of Mr Willm Sharp for the use and benefit of the Owners

Ordered that the Collonel or Chief Commander of the Militia in Charles County be required by precept from this Board to be to him for that Purpose directed, demand of Coll Edward Pye the Countrey Arms wth their Locks and all things thereunto belonging or otherwise upon refusall thereof the said Pye be summoned to appear here at this Board the 7th day of Aprill next to answer &ca

Liber K. To his Excellency Lionel Copley Esq[r] Captain Generall and the Honble the Councill of their Majestys Province of Maryland
The humble Petition of Robert Carvile

Humbly sheweth

That your Petitioner hath for above these 23 Years till these late Revolutions been a practiser as an Attorney in the Provincial Court of this Province and hath so demeaned himself in the said Office that he hath generally given satisfaction to the good People thereof but by reason your Petitioner cannot comply in Conscience with the oaths by the Law now Prescribed, your Pet[r] is suspended from his Practise aforesaid having severall old Causes of Great Moment as well of his Clients as his own particular concern still depending undetermined still in the Provinciall Chancery & Commissary Courts which will all or most of them be put to a period the next Provinciall Court

Your Petitioner therefore humbly prays your Honours will
p. 130 be graciously pleased to permit your Petitioner to make an end of those his old Causes only and so long to Continue an Attorney which otherwise may be of great loss and Damage if not of ruin to him if he must refund his Fees received or pay other Attorneys for to finish the same

5[th] Decemb 1692 And your petitioner shall pray &c[a]
Ro: Carvile

Which petition being read and its Contents duly and maturely Considered it is the Opinion of this Board that they give for answer thereto that they Cannot with safety dispence with the Law in permitting the Pet[r] openly to practise in Person but he may and hath liberty hereby given him to make use of any other attorney to plead and prosecute for him those actions by him already commenced and wherein he hath been employed upon such terms as he can agree Ordered also that for the future no Roman Catholick or other Person whatsoever unqualify'd by Law do in any manner directly or indirectly practise as an Attorney or Councellor at Law either in publick pleading or otherwise solliciting any Cause

To his Excellency the Governor & the Honble Councill
The petition of Iohn Lowe of Talbot County

humbly Sheweth

That Michael Turbut of the same County the 20[th] day of October 1685 had warr[t] granted him for Five hundred acres of land one hundred and thirty acres whereof not yet laid out as p Indorsment on the back of the said warrant by the Surveyor is assignd your Petitioner

Your Petitioner prays the renewm[t] of the part assigned him
And shall pray &c[a]

The petition granted and ordered that warrant issue forth of the Land Office for one hundred and thirty one acres the remainder of the abovesaid warrant due to the Petitioner by the assignm$^{t}$ above$^{d}$ Liber K.

To his Excellency Lionel Copley Esq$^{r}$ Captain Generall & Governor in Chief of Maryland

The humble petition of W$^{m}$ Dent & Ioseph Bullet of Charles County

Humbly sheweth

That your Petitioners accordingly to the Direction of an Act of Assembly of this Province for Encouragement of building Water Mills have procured out of their Majestys high Court of Chancery a Certain Writ of ad quod Damnum for 20 Acres of Land lying on a Run of Water at Mattawoman in Charles County on which run of Water your Petitioners as well for the publick as their own private good & Commodity have began and almost finished a Mill, and the said Writ is in due Form of Law executed and returne thereof made as by the same Writ and returne here ready to be tendred to your Excellency may more plainly appear p. 131

The premises considered your Petitioners humbly pray your Excellency to grant your Petitioners the said 20 Acres of Land for the purpose aforesaid for the term of 80 Years according to the tenor of the said Act they being ready to give such security as the same Law requires which your Pet$^{rs}$ humbly pray may be taken by one of the Councill or two Commissioners in Charles County

And as in duty bound they shall ever pray

Which Petition was granted and ordered that Deed be drawn for the said 20 Acres of Land to the Petitioners to be signed p his Excellency the Governor to their use according to the tenor of the Act mentioned & that the honble Capt$^{n}$ Iohn Courts a member of this Board resident in Charles County be desired and empowred to take of the Pet$^{rs}$ such security as the Law requires, all which was done and accordingly issued

At a Councill held at the City of S$^{t}$ Marys
the 23$^{d}$ day of December Anno Domini 1692

Present

His Excellency the Governor

the honble { Coll$^{o}$ Nea Blakiston, Coll$^{o}$ Nic$^{o}$ Greenberry, Thomas Tench Esq$^{r}$, Capt Iohn Courts, Thomas Brooke Esq$^{r}$ }

Upon motion made to this Board by the honble Coll$^{o}$ Nicholas p. 132

Liber K. Greenberry for and on the behalf of one Iames Smith of Ann Arundell County who had been lately convicted and Fined by the Iustices of the said County Court the sum or quantity of five thous[d] Pounds of Tobacco for having ignorantly and innocently harboured and entertained at his house a Servant of Iohn Selmans of the aforesaid County and having paid the Moiety thereof to the said Iohn Selman according to Law humbly prays the Remission of the other Moiety the Rem[dr] of the said Fine and it is granted according to the foll order viz[t]

By his Excellency the Gov[r] and the honble Councill
Dec[r] 23[d] 1692

Maryland ss

Ordered that the remaining Part of the Fine assessed by the Commissioners of Ann Arundell County Court upon Iames Smith for Entertaining of a Servant belonging to Iohn Sellman of Ann Arundell County contrary to Law be and the same is hereby remitted

P. R. O. Maryland B. I. Vol. 2, B. G. p. 14

At the Court at Whitehall
the 26[th] of January 1692/3.

Present
The King's Most Excellent Majesty in Council.

Upon reading the Petition of M[r] Thomas Lawrence Bar[t] Secretary of the Province of Mariland in America complaining of the proceedings of the Governor and Generall Assembly of that Province, touching the lessening the Fees of his Office of Secretary, and praying to be permitted quietly to enjoy what former Secretaries there always had, and the benefitt of the Naval Officer, or Licencer of the Ordinarys there, as in the Petition annexed is more att large sett forth. It is this day ordered by His Majesty in Councill that it be and it is hereby referred to the Right hon[ble] the Lords of the Committee of Trade and Plantations, to examine the matter of the said Petition, and to report to this Board what their Ldpps conceive fitt for His Majesty to do therein.

Rich: Colings.

To the King's most excellent Majesty

The humble Petition of Sir Thomas Lawrence Baronet, your Majesty's Secretary of the Province of Mariland in America.

Humbly Sheweth,

That Your Majesty having been graciously pleased by your

Letters Patents bearing date the 5th day of September 1691. to grant unto your Petitioner the Office and place of Secretary of Mariland in America with all rights, Priviledges, Profits, Perquisites and advantages to the said Office belonging incident or in any wise appertaining. Your Petitioner prepared himself with all diligence for his voyage thither, but was not able by reason of severall disappointmts and a long continuance on board the Wolf from the 12th of April to the 30th of August, to come into Mariland from New York untill the 16th day of September last 1692. P. R. O. Maryland B. I. Vol. 2, B. G.

At his arrivall your Petitioner was much surprised to find all advantages taken against him and his Office in his absence, for by one Act of the Generall Assembly of this Province held the 10th of May last at St Mary's, entituled an Act for settling of the Naval Officers Fees within this Province, the yearly income of clearing of ships, which in that very Act is called Secretary's Fees, and which were payable by a Law to the Secretary from the year 1662. to the year 1676. are now made payable by a Fee of forty shillings for every vessell to His Excellency the Govr And also by another Act of the same late Assembly called an Act for regulating Ordinaries, all the benefitt of licencing them through this Province which had for 14. or 15. years last past to the beginning of the late Revolution, been collected by the Sheriffs and paid for the Ordinary Keepers to the Secretarys proper use, is now also vested in the Governor, to his yearly loss of at least one hundred and fifty pounds sterling. Both which Lawes were in June last sent over for your Majesty's confirmation.

And whereas by one other Law passed in the same Generall Assembly termed An Act for limitation of Officers Fees, the Fees and chief profits of the Secretary are enacted & confirmed in the very same words and manner as they have stood for many years past, His Excellency notwithstanding by a single Order of Council dated the 17th of August 1692 hath thought fitt, contrary to that Law to appoint that all the Writts called Chancery Writts, always issuable, and now going out of the Secretary's Office should thenceforth issue out of Chancery, and the Fees thereunto belonging to be paid to the present Chancelor (now Colonel Jeremiah Blakiston) who of a bare ministerial Officer and Keeper of the Seal, as by his Fees in the late Law sett down appears, is now made sole Judge in Chancery, though at the same time, he sits next Commissioner to the Governor in the Provinciall Court, Supreme Court of Common Law, which said Order though not yet put in execution, is by another late Order affirmed to be fitt and just, but referred to the next Sessions in April following though within the three years to be enacted and

P. R. O. Maryland B. I. Vol. 2, B. G.

confirmed, and your Petitioner is also ordered to abide by their determination, and also to refer himself to the said Assembly touching two thousand pounds security, which His Excel$^{y}$ and the Councill have already judged fitt he should enter into, for the true performance of his Office, a precedent wholy new and never practised in this Province nor possible for him a stranger to comply with.

Your Majesty's Petitioner therefore his Protestation not being admitted in Councill, doth humbly cast himself at Your Majesty's feet and doth protest and appeal to Your Majesty against these hardships and unusual practises, which he cannot but think illegal, and doth humbly pray that he may quietly enjoy what the former Secretarys always had, and what Your Maj$^{y}$ by your Letters Patents hath been graciously pleased to grant him, and that Your Majesty would please to confirm to him the benefitt of either of the two Laws of Naval Officer or Licencer of the Ordinarys, one of which or other was always belonging to his Office. That Your Majesty would please to command the said Order of the 17$^{th}$ of August to be recalled and vacuated and to order your Petitioner to give such security for the true discharge of his Office as former Secretarys of this Province have given, or as he reasonably may or ought to give,

And he shall ever pray
Thomas Lawrence.

A true Copy
Rich: Colings.

(Endorsed)
Rec$^{d}$ 31$^{st}$ January 1692/3.
Read 11$^{th}$ February 92/3.
B. G.
P. 14.

B. F. p. 42

At the Court at Whitehall
the 9$^{th}$ of February 1692.

Present
The Kings most excellent Majesty in Council.

Upon reading this day at the Board the humble petition of Charles Lord Baltemore praying His Maj$^{y's}$ positive commands to Colonell Copley Governor of Maryland to suffer the Petitioners Collector to receive the Port dutys or Anchorage Money as formerly, according to two severall letters from His Maj: and an Order of this Board in that behalfe It is ordered by His Majesty in Council, that the consideration of the Petitioner's request be referred to the Right Hon$^{ble}$ the Lords of the Committee for Trade and Plantations who are to report their opinion thereupon to this Board that such Order may be given therein as shall be found requisite.

John Nicholas.

P. R. O. Maryland B. I. Vol. 2, B. F. p. 42

To the Kings most excellent Majestie
The humble Petition of Charles Lord Baltemore
Sheweth,

That by your Majesties letter of the 1st of Aprill 1689 and by an Order of Her Majestie in Councill of the 26th Febry 1690. and lastly by a second Royall letter of your Majs of 3rd of Novr 1691. your Petitioner had leave for his Receivers to demand the Port dutys or Anchorage Money which for many years has been by Law vested in your Petrs Father and himselfe as by the Law of Maryld has already appeared to the Right Honble the Lords of your Majs most honourable Privy Councill, yet notwithstanding that Law and your Majs most gracious letters and Orders thereupon Colonel Lyonel Copley your Majs Governor there has forbid your Petitioner's Collector to receive that part of your Petitioner's Revenue, upon pretence of an Act of Assembly procured there by him, and lately transmitted hither which your Petr has had leave to peruse.

Your Petr humbly hopeing your Majestie never intended to take away any part of his property and Revenue settled by Law of that Province does therefore most humbly beseech yr Majs positive Comands to Col: Copley to suffer your Petrs Collectors to receive that part of yr Petrs Revenue according to yr Majs former letters & Orders thereupon & that yr Maj: will be graciously pleased yr Petr may have your Royal letter before the goeing away of this Fleete And yr Petr as in duty bound shall ever pray &c

(Endorsed)
9th February 1692.
Referrence of the Lord Baltemore's
Petition for the 14d p tun in Maryland
B. F.
P. 42.

B. I. Vol. 8, p. 68

At the Court at Whitehall
the 23rd of February 1692.

Present
The Kings most Excellent Majesty

| | |
|---|---|
| Lord Archbpp of Canterbury | Earl of Warrington |
| Lord President | Viscount Newport |
| Lord Great Chamberlain | Viscount Falkland |
| Earl of Bedford | Lord Bpp. of London |
| Earl of Bridgwater | Sr Robert Howard |
| Earl of Maclesfield | Mr Vice Chamberlain |
| Earl of Nottingham | Mr Chancelr of the Exchequr |
| Earl of Rochester | Ld Chief Justice Holt. |
| Earl of Monmouth | Sr Edward Seymour |
| Earl of Montague | Sr Henry Goodrick |
| Earl of Scarborough | Mr Boscawen |

P. R. O. Maryland B. I. Vol. 8.

The Right Hon^ble^ the Lords of the Committee for Trade and Plantations having this day laid before His Majesty in Councill a Report from Sir Thomas Trevor Knight their Maj^tys^ Solicitor Generall upon the several demands of the Lord Baltemore as Lord Proprietary of their Majesty's Province of Maryland which having been this day read at the Board His Majesty was pleased to approve of the said Report and did order as it is hereby ordered that the Act lately past in Maryland for the fourtenth pence tunnage be and it is hereby set aside and disallowed and that the Lord Baltemore be permitted without any disturbance or interruption to collect and receive by such person or persons as he shall thereunto authorize and appoint the said duty of fourteen pence per: tun for Port duties or Anchorage for his own use of Right belonging to him by Law as the Proprietor of the said Province and as well Coll: Copley their Majestys present Governor as the Lord Baltemore and all others whom it may concern are to take notice of His Majesty's Pleasure hereby signified and to comply with the several particulars of the said Report.

William Blathwayt.

p. 96

At the Committee of Trade and Plantations
At the Councill Chamber at Whitehall
the 26^th^ day of February 1692/3

Upon the Petition of Sir Thomas Lawrence Secretary of Maryland referred to the Committee by His Majesty's Order in Councill of the 26^th^ of January last complaining that by an Act lately past in the Assembly of Maryland the yearly income of clearing ships which by Law has belonged to the Secretary there from the year 1622 to 1676. is now given to the Governour—That by another Act for regulating Ordinaries the benefit of Lycences which for 15. years past belonged to the Secretary is likewise given to the Governour. That notwithstanding the Secretarys Fees have been confirmed by a late Act of Assembly in the same manner they have stood for many years the Governour by an Order of Councill has appointed that Chancery Writts which have been always issuable out of the Secretaries Office should thenceforth issue out of the Chancery and the Fees to be paid to the Chancellor. And that he is referred to the Assembly touching two thousand pounds security the Governour and Councill have thought fitt he should enter into for the due performance of his Office. Their Lordships having examined the whole matter it appears to the Committee that by divers Acts of the Assembly before the year 1676. several Fees were allowed to the Secretary for the clearing of ships trading to Maryland but that after that

year the same was given to a Naval Officer appointed by the Lord Baltemore as Proprietor and Governour of Maryland for the clearing of all ships trading to that Province in pursuance of the Acts of Trade and Navigation his Lordship became answerable as Proprietor and Governour of that Province that the benefitt of Lycences for Ordinaries in Maryland did usually belong as a perquisite to the Secretary untill by an Act by the Assembly in the year 1692. for regulating Ordinaries and limitting the number of them in that Province the same was vested in the Governour That notwithstanding by another Act past in the Assembly in the year 1692. for limitation of Officers certain Fees are allowed the Secretary for Chancery Writts usually issued by him the Governour did on the 17th day of August last declare to the Councill that he had thought fitt to seperate the Chancery Office and Records from the Provinciall Court and desired their opinion in setting the Fees belonging to the said Office upon the person who shall be employed to manage and execute the same which Proposall being allowed and approved of by the Councill the Secretary thereby is deprived of the benefitt of issuing the Writts above mentioned. And their Lordships taking notice that by his Majesty's Grant under the Great Seal of the Office of Secretary of Maryland to Sir Thomas Lawrence all the Rights and Perquisites thereto belonging is given unto him Their Lordships agree to lay this whole Matter before His Majesty for his Royall Determination whether the Act for regulating Ordinaries and the Order of Councill of Maryland of the 17th of August last shall not be repealed the Secretary being thereby deprived of such perquisites as have been usuall belonging to his Predecessor in that Office and their Lordships will all move his Majesty that the Petitioner may be permitted to Execute his said Office of Secretary of Maryland giving his own Security in the sum of one thousand pounds for the faithfull execution thereof and that his Clerks may be obliged to give a hundred pounds security each for the due performance of their respective offices under him—

P. R. O. Maryland B. I. Vol. 8.

William R. p. 51

Trusty and Welbeloved We Greet you well It having been represented unto us by our Governor Councill and Assembly of our Province of New York that our Revenue in our said Province is much exhausted by the great and continual charge of maintaining and securing our Fort of Albany the Frontiers of all our Northern Plantations in America against the French. We do therefore charge and require you to cause the sum of Two hundred and fifty pounds out of our Revenue arising in our Province of Maryland to be forthwith

P. R. O. Maryland B. I. Vol. 8.

transmitted to our Trusty and Welbeloved Chudleigh Brook Esq^re^ our Receiver and Collector of our Revenue in New York or to our Receiver or Collector of our Revenue there for the time being to be employed for our Service against the French in those parts in such manner as shall be directed by the Governor or Commander in Chief of our said Province for the time being And the receipt of the said Chudleigh Brook or of our Receiver or Collector of our Revenue of New York for the time being shall be to all whom it may concern a sufficient discharge for the same.

Given at our Court at Whitehall the first day of March 1692/3 in the fifth year of our Reign.

By His Majesty's Command
Nottingham.

p. 94

At the Court at Whitehall
the 2^nd^ March 1692/3

Present
The Kings most Excellent Majesty in Councill

The Right Hon^ble^ the Lords of the Committee of Trade and Plantation having humbly reported to his Majesty that they had considered the Petition of S^r^ Thomas Lawrence Secretary of Maryland complaining of hardships he lyes under in relation to his office and that their Lordships having examined the same are humbly of opinion that as to the security demanded of him for the due execution of his office he do give his own personal security in one thousand pounds and that each of the ten County Clerks do give 100^l^ security for the due performance of their respective places.

That the Act for regulating of Ordinaries whereby the benefitt of Lycences for Ordinaries formerly belonging to the Secretary is given to the Governor may be disallowed by His Majesty

That the Order of the Governor and Councill of Maryland of the 17^th^ of August last by which the Chancery that have been always issuable out of the Secretaries Office are appointed to be issued out of the Chancery and the fees there to be paid to the Chancellor may be set aside and the benefit of issuing those Writts do remain to the Sec^ry^ according to the Act of Assembly.

That their Lord^sps^ do not find cause for any alteration in reference to the fees of the Naval Offic^r^ as at present settled by an Act of Assembly in consideration of the Trust reposed in the Governor for the execution of that office.

His Majesty in Councill is pleased to approve of the said Report and to order as it is hereby ordered that the said Sir

Thomas Lawrence be admitted to the Exercise of his Office giving his own personal security in 1000[l] and that each of the Clerks do give 100[l] security for the due performance of their respective places. P. R. O. Maryland B. I. Vol. 8.

As also the order of the Governor and Councill of Maryland of the 17[th] of August last concerning Chancery Writts be and the same are hereby set aside and disallowed and that the benefit of issuing those Writts do remain to the Secretary according to the Act of Assembly.

And that the Fees of the Naval Officer do remain as at present settled by an Act of Assembly according to the said Report whereof Coll: Copley Governor of their Majesty's Province of Maryland and the Councill there Sir Thomas Lawrence and all others whom it may concern are to take notice and Govern themselves accordingly.

Anno. 1650.

B. I. Vol. 2, B. G. p. 16

By An Act concerning the Secretary's Fees there was allowed to the Secretary for the discharge of a ship £50 tob:

For other passes £15. tob:

1662.

By An Act concerning additional fees to the Secretary was allowed to the Secretary

For taking bonds from Masters of Ships £30. tob:

For recording the bond £30. tob:

For certificates and recording £100 tob:

For discharge of a ship & recording £100 tob:

Entry of each servant 1. shilling.

Which Act was to continue for 3. years.

1664.

This Act was revived.

1666.

The said 12[d] per poll for servants imported &c was repealed.

1676.

The whole Act repealed

And in an Act made the same year concerning the Secretary which are limited by that Act.

No mention is made of any alteration of Fees for shipping to the Secretary.

(Endorsed)

Mem: relating to the Secretary's Fees in Maryland.

B. G.

P. 16.

Liber K.

At a Councill held at S[t] Peters near S[t] Marys City the 9[th] day of March Anno Dom 1692

Present

His Excellency the Governor

the honble { Coll[o] Nea Blakiston, Captain Iohn Courts; Thomas Tench Esq[r], Tho[s] Brooke Esq[r]; Capt Iohn Addison }

p. 133 Was produced and ordered to be read a Letter from M[r] W[m] Harris to his Excellency with a Letter and severall other Papers inclos'd from M[r] Charles Iames of Cæcil County concerning the inroad of some strange Indians to the head of the Bay and that had seated themselves upon the land of M[r] Casparus Herman expecting more to Come to them, which information the said Iames had given by his said Letter &c[a] as follows (viz[t])

from Cecil County February the 15[th] 1692

May it please your Exc[llcy]

The supposed King of the Indians together with the French man who were this Summer rec'd by Coll[o] Herman and now resident upon his Manor together with the Eight Hun[d] Indians which are to Come in amongst us this Spring hath so allarmed the Inhabitants of this County (upon suspition of their being northern Indians) that I thought it my duty to enquire into the matter with all the speed imaginable and in order thereunto I sent for one Drury whom I was sensible had been in the late wars in New England whose Examination I have inclosed sent your Excellency, he further informs me th[t] this French man th[t] is now at Coll Hermans hath an Indian to his Wife and that he was seen in a Coat lined with rich Fur this Winter M[r] Iohn Thomson also informs me that he saw one of these Indians naked in a Bitter Cold day I am also informed that this French man owned himself to Coll Herman to be the Governor of Cannida's man, and since that did publickly declare that he had been a Captain in Cannada and for some misdemeanor fled from Cannada, Coll[o] Herman informs that he is a man of Excellent Parts, I am also informed that he speaks severall Languages, so that if your Excellency is pleased to sum these Evidences together (viz[t]) an Indian to his Wife clothed this Winter in rich Fur, one of their Indians naked in Winter, the French mans contradictory Relation of himself a man of Excellent Parts & speaks severall Languages which make up a Harmony corresponding with the inclosed oath, so that they are Vehemently suspected to be northern

p. 134 Indians and this very French Man by the said Drury sus-

pected to be the said Mons[r] Casteene who together with the Liber K.
said Northern Indians imbrued their hands in so much Protestant Blood in New England and since so near us but three Years ago in Skennelicot twenty Miles above Albany which if so your Excellency may suppose their designe to be evil and our condition deplorable if not timely prevented by putting a stop to their further incursions all which I leave to your Excellencys Wisdom in the management of so great an Affair and altho the hard censures & calumniations of some ill affected Persons may and are endeavouring to bring me in dis-Esteem with your Excellency yet I shall acquisce in this being supported (I hope) within with the Truth and innocency of a good Conscience and as I have hitherto approved my self faithful to their Royal Majestys Interest here I hope to Continue the same to your Excellency as being under them our Supreeme and always Remain

Your Excellencys humble Serv[t] humbly Devoted

To his Excellency Lionel Copley Cha Iames
Esq[r] Capt[n] Gen[l] and chief
Gov[r] in & over the Province of
Maryland
haste for their Majestys especial Service

vid post

mark × February the two and Twentieth day Anno Dom 1692 I came from the Indian Cabbin I informed Captain Iames & M[r] Tilton that I saw the Wife of Mons[r] Casteene and those Indians that I saw are Northern Indians that came from Penobscott this done by the Request of Captain Iames and M[r] Tilton as witness my hand

Robert Drury

These Indians that I saw was upon Coll Harmans Mannor this day abovesaid I Came from their Cabin

Robert Drury

May it please your Excellency

In my former I gave your Excellency an Acco[t] of what I had by Information from Robert Drury and many others Con- p. 135
cerning the French Man together with those Northern Indians that have now Erected their Indian Fabricks upon Coll Hermans Mannor and no doubt think themselves safe enough from any discovery but my former was only upon Suspition since which time I sent Drury to find what he could further Discover and by good hap got a Sight of the Indians in their Cabbins whose second information is above under his own hand, who is ready to make Oath to the same when required

Liber K. he further informs me that he knows the Indians by face but especially the Wife of Mons[r] Casteene whom he saw amongst the rest in their Cabins and says that these are Penobscott Indians a fort scituate upon the Confines of the French to the Eastward of New England and the very Indians that cut of so many hundred Familys of the English so lately to the Eastward of Boston and tho he Could not Come to the sight of the Frenchman yet the sight of his Indian Wife amongst the Indians may evidence this to be Mons[r] Casteene the grand enemy to the English I do assure your Excellency I have used my utmost diligence in this discovery and tho some in great Authority may and do slight it tho the whole Province we may suppose with the Neighbouring Provinces now lye in great Ieopardie yet I have not I hope been wanting in any thing that may Conduce to the publick Interest I should assuredly given my Personall Attendance had I not been debilitated by a long and tedious fit of Sickness but I hope when I next see your Excellency to make some further Discoverys to tedious here to recite I am

Your Exc[llcys] most humble Servant
Ch Iames

To his Exc[llcy] Lionel Copley
Esq[r] Cap[t] Gen[ll] & Gov[r] in chief
in and over the Province
of Maryland
for their Majestys especiall Service

☞Memd the following Deposition omitted to be entred
p. 136 in its due Place above next after the first foregoing Letter of Charles Iames as being Inclosed therein and read at the same time is therefore here entred as follows viz[t]

The Examination of Rob[t] Drury upon his oath as follows

That Monsieur Casteene formerly Gov[r] of Cannada (as he is informed) when S[r] Edmond Andros put up the Kings Standard in the river of S[t] Croes in the French Dominions as supposed that this Mons[r] Casteene took no care to oppose him and notice being given thereof to the French King he sends in with strict orders for his being brought over for France, but this Mons[r] Casteene having notice of it flyes among the Indians to a Fort called Penobscott near unto a River called S[t] Georges in the King of Englands Territorys where he contracted Matrimony with an Indian Woman Sister a Mawdockeawando the great Sagamore in those Northern Parts and when the troubles was in New Engl[d] this Deponent was informed by severall Persons who had their Houses Burnt and their Estates lost that this Mons[r] Casteene joyned with those northern Indians in burning of severall

Towns and destroying severall of the English both Men Liber K.
Women and Children and that he was then actually in Person there as also when Schennectida a Town about Twenty Miles above Albany was Burnt and cut of in the Night, now about three Years since that this Mons[r] Casteene was then and there in Person with the French & Indians a great Ringleader in that destruction as by severall that made their escape did report as also S[r] Edmond Andros used all his endeavours for the apprehending this Mons[r] Casteene and Proffered considerable Sums of Money to any that would appreh[d] him since which time this Deponent hath learned nothing of him and this Deponent further saith that he hath seen the said Mons[r] Casteene when he was among the Indians at Penobscott fort in one day both in Indian Habit and in Scarlett and this Depon[t] further saith that the French Man who came into these Parts with the late Indians (as he does suppose) is this Mons[r] Casteene

Examined & Sworn this 15[th] of february 1692 before us

Rob[t] Drury

Charles Iames
Humphrey Tilton

Advised thereupon and resolved by the Board that 3 Forts p. 137
be forthwith erected in each of which a dwelling House sufficient to retain and accommadate a Captain or Commander and nine Souldiers together with a small Cabbin for four Indians to be found and sent thither by the Emperor of Nantecoke the Emperor of Pascattoway and the King of Choptico the said 3 Forts to be erected & built one in Charles County by the Direction and appointment of Captain Iohn Addison one in Ann Arundell County at the direction & appointment of Coll Nicholas Greenberry & the other about the Falls of Potapsicoe towards or near Susquehannoh River in Baltimore County that Captain Richard Brightwell command the Fort at Charles County Capt at Ann Arundell and Captain Thomas Richardson that in Baltemore County, ordered also that the afores[d] Captain Iohn Addison and Coll[o] Nicholas Greenberry be desired authorised and empowred to press and procure Carpenters work labourers provision tools and other necessarys for erecting and building the said Forts and that they have assurance given them from this Board of being satisfied and paid for the same at the publick charge to be allowed p rato at the price currant when such things are got and procured

Ordered also that Captain Iohn Addison be and he is hereby desired authorised and empowred to treat with and procure of the Emperor of Pascattoway four of his Indians for the Fort

Liber K. at Charles County, as also with the Kings of Mattawoman and Choptico for two of their Indians (viz$^{t}$) each of them one for the Fort in Ann Arund$^{ll}$ and that a Letter be likewise writ to Coll$^{o}$ Charles Hutchins of Dorset County acquainting him with the proceedings of this Board for the safeguard and security of the Inhabitants of this Province & the Indians our Friends desiring and empowring him also to treat with and engage the Emperor of Nantecoke to afford and assist us with six of his Indians (viz$^{t}$) two for the Fort in Ann Arundell and four for that of Baltemore County the said Indians to be relieved & their Places to be supplyed with others from time
p. 138 to time as as the said Emperors and Kings to whom they respectively belong shall think fit the said Indians are likewise to be employ'd in Hunting and Killing Deer and other Game for the use and accommodation of the Forts to which they shall Respectively be assign'd and to be paid for the same ready down at the Fort in Match Coats to be provided for that Purpose at the usuall & common rate as they are allowed in other places where they have used to hunt or be employed

Proposed by his Excellency and he demands the opinion & advice of this Board what further measures to be taken in relation to those strange Indians seated on M$^{r}$ Hermans Land with that French man represented and suspected to be Mons$^{r}$ Casteene the grand Enemy of the English that has been so active in Cutting of and destroying their Majestys Subjects and their Estates in New England &c$^{a}$

Resolved and Ordered that a Sloop or Shallop be forthwith provided and sent up the Bay under the Conduct and management of some discreet judicious able Person to be authorised & empowred to treat with Coll Herman and consult him of the best means and methods to be used to invite and perswade the said French man together with some of the Great Men of those Indians to Come down and enter into the league of peace and amity they Pretend to desire with us and in Case they shall refuse so to do then that the said Herman do make use of such Commission and Instructions as shall be to him for that Purpose be Directed for the taking by force the said French man and bringing him away in the said sloop or shallop

Resolved further that M$^{r}$ Thomas Blake of Calvert County be the Person pitched upon and made choice of by this Board & to be accordingly Authorised and Impowred by his Excellency the Gov$^{r}$ to manage the said Affair in Consulting with Coll$^{o}$ Herman as above and to have with him the aboves$^{d}$ Comms$^{n}$ & Instructions from his Excellency to the said Herman to be made use of upon occasion as before

p. 139 Ordered also that a Letter be forthwith writt & dispatch'd

away to the said Mr Thomas Blake requiring him forthwith to attend his Excellency for his further Order and Instruction &c Liber K.

Ordered that Mr William Harris and others the Iustices & Commissioners of Cecil County be required to endeavour what in them Lyes to inform themselves thoroughly and truly of the misbehaviour and insolencys committed by those Indians as is reported, and that they be also ready at such time as the French Man shall be brought down to testify and make appear against them what they have to alledge or can prove, Ordered likewise that Iacb Young attend as an Interpreter and that Robt Drury and what other Evidences may be procured be produced at the same time

Orders to issue to the severall Colonels or other chief Officers of the Militia in each respective County of the Province requiring them & every one of them to take immediate and effectual Care for the amending fixing and repairing the publick Arms within their severall & respective Commands and to have their respective Officers and Soldiers in Readiness at an hours warning to follow and put in Execution such Orders and Instructions as for the publick service may be sent them

The Assembly appointed to set the 6th day of April next Ordered to be further prorogued to the 20th day of April following and that Proclamation issue forth accordingly

By his Excllcy the Capt Genll
A Proclamation

Maryland ss

Whereas the Generall Assembly of this Province was at the last Sessions held at the City of St Marys on the Ninth day of Iune last past from thence adjourned to the 20th day of October following and from thence since further porogued to the sixth day of Aprill next ensuing which day now drawing near at p. 140 hand and no Urgent nor Emergent Occasion relating to the State and Welfare of this Province at present Offering to require the Conveening and Sitting of the said Assembly at the said time I have thought fit by and with the Advice and consent of their Majestys Councill within this Province to defer and porogue the same Assembly and the same is accordingly hereby further Porogued & Deferred untill the 20th day of May next Ensuing the date hereof Whereof all and singular the Sheriffs of this Province are hereby straightly charged and commanded to make publick proclamation in the most publick and Convenient places within their severall and respective Counties and also give notice to such of their Majestys Councill as Inhabit and reside within their respective Countys as to the Delegates and Deputys

Liber K. thereof by the Freemen of the same thereunto elected and chosen and that all Excuses set apart they & every of them be and personally appear at the City of S[t] Marys on the said Twentieth day of May next to do and Consent to such things as shall then and there by the Favour of God happen to be ordained and Enacted

Given at the City of S[t] Marys the Ninth day of March Anno Domini 1692 in the fifth year of the Reign of our Sovereign Lord and Lady King William and Queen Mary &c

God save King William & Queen Mary

The Commissions Instructions Letters and Orders relating to the Indians according to the foregoing debates votes & results of this Board ordered to be drawn up are as follows (viz[t])

By the Governor and Councill

Maryland ss

Whereas Information is given to this Board of severall Strange and unknown Indians with a Certain French man in their Company being lately Come and seated themselves on or near to the Land of Coll Casparus Herman at the head of the Bay in Cecil County in this Province and that a greater
p. 141 Number is daily expected to join with them to the great dissatisfaction Terror and disturbance of their Majestys Subjects Inhabiting this Province notwithstanding the said Indians do pretend to Come in the way of Friendship peace and amity & desire only Protection and a good Correspondency with this their Majestys Government as is also informed Wherefore to remove all Iealousies and the better to satisfy and ease the minds of the good People of this Province their Majestys true and Leige Subjects Coll Casparus Herman together with Thomas Blake of Calvert County Gent are hereby Iointly and severally as occasion shall offer Authorised and Empowred to go to the said Indians and demand of them in modest and decent manner their Nation their Business and motives of Coming among us, and (if as before) they pretend Friendship to let them know it is expected they should come and enter into a Solemn and firm League of Friendship and amity with us according to the usual Custom in such Cases and therefore to perswade and Invite by all the fair means and civill treatment imaginable the said French man and some others of their chief and great men with him to come forthwith down to S[t] Marys to treat with his Excellency the Governor or the Governor and Councill in order to Ratify Confirm and Conclude such Peace and amity as they Pretend to desire, if so it shall appear upon the treaty And Captain Iacob Young of

Cecil County is hereby also desired and required to attend the same as an Interpreter And further the said Coll Herman and Thomas Blake are to observe and follow such other and further Orders Instructions and directions in relation to the Premises or any part thereof as he or they shall receive from his Excellency the Governor himself or this Board Concerning the same Liber K.

Given at the Councill Chamber at the City of S$^{t}$ Marys the 9$^{th}$ day of March Anno Domini 1692 In the fifth Year of the Reign of our Sovereign Lord and Lady King William & Queen Mary &c$^{a}$

Maryland ss

Lionel Copley Esq$^{r}$ Captain Generall & Governor in chief in and over this their Majestys Province and Territory of Maryland to Coll Casparus Herman of Cecil County Greeting

Whereas by an Order of Councill dated this day you together w$^{th}$ M$^{r}$ Thomas Blake of Calvert County have been Iointly and severally Commissionated authorised and empowred to treat with a pty of Strange Foreign Indians lately come and seated at the head of the Bay in your County, and on your Land as is Informed & to endeavour by all fair means and civill treatment imaginable to Invite and Perswade the French man and some other of the Chief Men Indians among them to come down and enter into a League of Peace and Amity with this Government as in such Cases as is usuall and as they pretend to desire You are therefore hereby strictly charged and commanded accordingly to use all Civill treatment towards the said Indians and endeavour by all the fair means and good words imaginable to invite the said French man and two or three others of their great men to Come down Voluntarily to S$^{t}$ Marys in order to treat with me, or with me and the Councill touching a League of Peace and Amity to be setled and Concluded on betwixt us, but in case they shall refuse to come upon such Invitations as aforesaid or shall thereupon offer to remove or fly from the Parts where they are seated and thereby appear to be Enemies under a disguise of friendship designing mischief as is much doubted and suspected then you are further hereby authorised and empowred charged and Commanded forthwith to suprize and privately secure if Possible or otherwise by force of Arms to Apprehend seize and take the said French man and with all speed Convey him under a safe convenient and sufficient Guard to the City of S$^{t}$ Marys there to receive further orders Concerning him and also to Cause the Militia of your County under your Command well & Compleatly Armed and provided to be ready to an Hours warning to p. 142

Liber K. oppose resist and repell all such attempts insolencys and Injuries as may happen to be offered or done by any of the said Indians or others to any of their Majestys Subjects in your Parts or Precints & to Pursue take kill Vanquish and destroy the Persons offering or attempting the same according to the tenor of your Commission & such further orders and Instructions as you shall hereafter receive from me or from
p. 143 my self and the Councill and lastly in this and all other matters relating to the Premises you are to consult with & take the advice and Assistance of the aforesaid Thomas Blake and such other Persons in Commission or others of the best note Iudgment and Understanding in the said County of Cecil as to you or either of you both shall seem meet and convenient for their Majestys Service and the good & Welfare of this their Province for all which this shall be your Sufficient warrant Given under my hand and Seal this ninth day of March in the fifth Year of the Reign of our Sovereign Lord and Lady King William and Queen Mary &c[a]

By his Excellency the Governor

Maryland ss

Instructions for M[r] Thomas Blake Agent Employed to Ioin with Coll[o] Casparus Herman to treat with a Party of Strange Indians lately seated at the Head of the Bay pursuant to a Commission for that Purpose to them both directed from the Councill Board this day (viz[t])

1 You are with the first fair Wind and Weather that God shall send to set sail with the Sloop or Shallop committed to your charge directly up toward the head of the Bay to the house of Coll[o] Casparus Herman or as near as you can conveniently or with safety come to the same

2 Accordingly you are forthwith at your first arrival there to apply your self to the said Herman and produce to him the Commission from this Board directed to you both & empowring you jointly and severally as occasion shall happen to act therein

3 You are then to Consult with the said Herman of the most Proper and effectual means and method to treat with the said Indians which must be done with all the Civility, care, moderation and prudence imaginable to endeavour to invite and Perswade some of their great men together with the French Man in their Company or at least the French Man himself to Come down to treat with me or my self and the Councill, in Order to the settling a League of Peace and
p. 144 Amity with us as is Informed they have pretended to desire

4 In Case you can by no means pswade or invite the said Frenchman by himself or some of the great Men with him in

a friendly & amicable manner to Come and treat according to Liber K.
the Tenor of the said Commission then you are to use your utmost endeav[rs] by way of Stratagem or otherwise to suprize and take the said Frenchman by himself & secure him by such ways and means as you and the said Coll Herman in your discretions shall think most safe and proper for that end and Purpose to be Conveyed brought down with all speed to the City of S[t] Marys as aforesaid

5 But if after all you shall find that you Cannot Prevail with the said Frenchman to come by fair means nor Suprize & take him by Stratagem as aforesaid then & no otherwise you are to Produce to the said Herman that other Commission from me to him directed & herewith delivered you Impowering and Commanding him by Force of Arms to apprehend Seize and take the said French Man and to oppose fight vanquish persue kill and destroy all such as shall oppose him therein, or thereupon offer any Violence injury or Damage to any the Inhabitants of this Province

6 In all which Cases you are also to discourse consult and advise with M[r] William Harris M[r] Charles Iames & such other of the Gentlemen in Commission there as you shall think fitt & Inform your self the best you can of the true Nature Quality & Nation of those Indians their Pretence & just Occasion of Coming there together also with the manner of their Behaviour since their arrivall & what injuries (if any) they have done & what proofs can be made thereof which you are to Provide your self with and bring down with you to make good the same against them particularly one Robert Drury whose Deposition hath appeared this day before the Councill Board together with what other Evidences testimonies and proofs may be procured therein also to Perswade or Press and bring p. 145
with you Captain Iacob Young of Cecil County the antient Interpreter formerly & generally employed by the Government of this Province in such Cases of treating with Foreign Indians

To Enquire also for one Thompson who hath made Affidavit in relation to the Premises, and if to be had to Call him before you and if any thing you find from his Examination material to bind him to Come down with you

Given under my hand and Seal this Ninth day of March Anno Dom 1692 In the fifth Year of the Reign of our Sovereign Lord and Lady King William and Queen Mary &c[a]

L: Copley

Liber K.

By the Governor and Councill
March 9th 1692

Mr Harris

Yours of the 13th February last to his Excellency the Governor he hath been pleased this day to Communicate to the Board wherein we take notice of the enchroachment of some Foreign Indians upon the Frontiers of the Province and their insolent Carriage among the Inhabitants have Consulted of the most proper expedient to redress the same and to prevent the like or worse for the future as by the Bearer Mr Thos Blake you will be more fully informed, we must entreat your assistance and the rest of the Gentlemen in Commission there for your advice and Directions to him and Coll Herman in the management of the Commissions to them directed and the Powers & Authoritys therein granted you are also desired to use your best endeavours to Inform your self and Consequently those two Gentlemen with the true nature nation and quality of those Indians their Business and Pretences there in those Parts, and their Behaviour since their Coming and also to procure and provide them with such Evidences and testi-
p. 146 monies as may be had to Prove the same and in all things to aid and assist them what you Can with your Councill & Advice

Signed p Order
J LLewellin Cl Councill

By the Govr & Councill
March 9th 1692

Mr Charles Iames
Sr

This day his Excellency the Governor was pleased to produce and Communicate to this Board your several Letters to him Concerning those Indians newly seated at the head of the Bay with an exact Accot of 800 more of the same Sort there expected we take notice of your apprehensions of them and your Care to be Rightly Informed therein we have consulted of the most Proper measures to be taken in such an Emergency as by the Bearer you will be more fully acquainted to whom and Coll Herman we desire your Advice and assistance with other Gentlemen in the management of the Commission & Instructions to them given and granted; You are also desired to send down with them Robert Drury whose Deposition we have and what other Evidences & testimonies may be had concerning those Indians the Frenchman, and their behaviour since they arrived in those Parts and what else may be necessary to any further discovery for their Majestys Service

Signed p Order
J LL Cl Councill

By the Governor and Councill Mar 9th 1692 Liber K.

Captain Jacob Young

You are hereby Desired as also in their Majestys Names straightly Willed and Required upon sight hereof to attend Coll Casparus Herman & Thomas Blake Gent jointly & severally Commissionated Authorised and Empowred to discourse and treat with the strange Indians lately seated on the said Hermans Land & to Officiate as Interpreter between p. 147
them and said Indians if Occasion shall Require or they shall think fit to employ you therein according to such Orders and directions as they shall give you also to Come with them down to St Marys at their Return thence for all which you shall be duly satisfied & for the same this shall be your warrant Dated at the Councill Chamber at the City of St Marys the day & Year abovesaid

Signed p Order J LL Cl Councill

To Capt Iacob Young
These

By the Govr & Councill Mar 9th 1737 [1692]

Maryland ss

Collo Hutchins
Sr

The Alarm lately received from Cecil County by the Coming thither of a Parcell of strange Indians to seat upon Coll Hermans land with many more expected hath put us upon Consulting of the most proper and effectual measures to be taken for the securing the Inhabitants and preventing if Possible any Violence or Injuries to be offered them by the said Indians or others making Incursions upon us one necessary expedient we thought to be the securing the Frontiers and having 3 Forts Erected for Communication and ranging all along the outward parts constantly between one and the other for discovery each fort to be manned with a Captain and Nine Souldiers and four Indians under his Command for the Compleating whereof it is thought fitt that you be & you are hereby advised and desired to treat with the Emperor of Nantecoke and demand of him Six Men of his to serve in at that Affair as his Proportion of the charge having taken the same Course with the Emperor of Pascattoway for his part you are also to put him in mind of his League and the Preservation thereof by complying with his Yearly acknowledgment or Tribute according to Articles Care is also taken to treat with those Indians at the head of the Bay as Friends if such they appear & to get a French Man that is with them and some of their great p. 148
men to Come down to the Governor if otherwise to Seize the French Man and all such as shall thereupon assist him or

Liber K. oppose the Authority with Provision made to Secure the Inhabitants from any assault or attempt of theirs

Signed p Order
J LL Cl Councill

adjourn to the Councill Chamber at S^t^ Marys

At the Councill Chamber at the City of S^t^ Marys March 9^th^ 1692 the Councill again met & sate viz^t^

Present
His Excellency the Governor

the honble { Coll^o^ Nea Blakiston, S^r^ Thomas Lawrence, Thomas Tench Esq^r^ — Cap^t^ Iohn Addison, Cap^t^ Iohn Courts, Tho^s^ Brooke Esq^r^ }

Ordered that Coll Nicholas Greenberry of Ann Arundell County and the rest of the Chief Military Officers of other the respective Countys of this Province be advised & required by Letter from this Board to Press and employ all the Smiths within their respective Precints and Commands for the immediate Cleansing and fixing the publick Arms to them respectively belong^g^ which was accordingly done

Coll Blakiston offers to the Consideration of this Board that he being the Kings Collector & having Occasion to press a Man in the City of S^t^ Marys for their Majestys Service the said man belonging to M^r^ Denton he did oppose the same refusing to Obey and told the said Blakiston in insolent manner that it was a grievance to the Countrey of which he would complain to the Assembly and thereupon took away his said Man not suffering him to obey the precept of the said Blakiston

It was thereupon proposed and moved to the Board that for the Contempt of the said M^r^ Denton and his dissaffection
p. 149 thereby expressed to the Kings Service and Interest S^r^ Thomas Lawrence be moved to remove the said Denton from his Clerks Place under him & put in his Room some other more honest deserving Loyal Person or at least to Suspend him till he Clear himself of the aforesaid Charge W^m^ Bladen being appointed to serve the said Precept is called in and upon his oath examined Saith that he the Deponent being empowred by Coll Blakiston to go on Board & also to press men to unstow the Ship Margarett of London then under Seizure did on or about the Month of Ianuary 1692/3 imprest one Stephen Blachford a Servant to M^r^ Henry Denton who took him away without any discharge & not long after this Deponent going

again to imprest the said Stephen the said Denton took him away and said that he should not go (Saying that you I Suppose meaning his Excellency the Gov$^{r}$) always lays the Burden upon the Citizens, and that it was a Grievance, and that the Assembly should be acquainted with it The Deponent told Stephen in the hearing of the said Denton that he had Authority to press him and bid him detain him at his Peril Liber K.

The foregoing motion of suspending M$^{r}$ Denton for his Contempt and dissaffection aforesaid made known & again moved to S$^{r}$ Thomas Lawrence to which he replyed that he would require M$^{r}$ Denton to Go to Coll Blakiston and beg his Pardon if that might Suffice but as for the rest he saith he is bound over to answer at the next Provincial Court and therefore can take no further Cognizance thereof

Coll Edward Pye called in is given to Understand that whereas upon the late Revolution some of the Countrey Arms being then in his Custody severall of the Locks and other materials belonging to the same where lost or imbezelled he Replys and saith that at the beginning of the Revolution some of the Countrey Arms were in his Custody and of such of them as where not well fixed he did take of the Locks and deliver them to M$^{r}$ William Dent to Secure but afterwards the People mutinying and threatning to fire his the said Pyes House which to prevent the said Dent did Deliver them up to the Man whom Major Smallwood had sent for them all which the said Smallwood being also called in and enquired off did acknowledge to the Board p. 150

The said Pye is ordered to procure and give in a List of what Arms were in his Custody and what Locks were by him delivered to said Dent with all Convenient speed

Ordered that the Book of Laws and all other Books Records & Writings belonging to the Secretarys Office be forthwith lodged and remain in the Office as formerly they have done & nowhere else & that the Clerk of the Same do attend there at the Usual Hours with the Seal

Ordered also that Sir Thomas Lawrence deliver to the Clerk of this Board a true Copy of the Contract or Agreem$^{t}$ between him & William Taylard Clerk of the Provincial Court touching or Concerning the Profitts and Perquisits of the Office

Proposed and Offered to the Consideration of the Board the Raising of Fifty thousand pounds of tobacco in the publick Leavy this Year for a Stock or Bank to be lodged for defraying the publick Charge upon this Emergency of treating with and Providing against any attempts of the Indians and it is accordingly resolved that the said Sum be raised for the use aforesaid and that Orders for the Levying thereof be directed to the Severall Sheriffs of the Province by an equal Asses-

Liber K. ment upon the Inhabitants with a Stay of Execution and not to lay the same till further Ord[rs]

Ordered that Coll Ninion Beal of Calvert County do afford all necessary aid and assistance to Coll[o] Nicholas Greenberry and all other Persons concerned in the erecting and setting up the Severall Forts by this Board this day agreed on, and that he be requested and required from this Board so to do

Ordered also that the Neighbouring Goverm[ts] of New York & Virginia be also made acquainted with the foregoing Acco[t] & proceedings of this Board concerning the Foreign Indians & that his Exc[lcy] the Governor be humbly desired to perform

p. 151 the same by way of Letter Returns made to this Board from S[t] Marys Calvert & Cecil Countys of the severall Parishes in them respectively laid out Pursuant to an Act of Assembly of this Province in such Case made and Provided (viz[t])

At a Court held at Waring Town the 7[th] day of February In the Year of our Lord God one Thousand Six Hundred Ninety and Two and in the 5[th] Year of the Reign of our Sovereign Lord and Lady King William & Queen Mary by the Grace of God King and Queen of England, Scotland France & Ireland Defenders of the Faith &c[a] by the Iustices thereunto authorised & appointed together with the most Principal Freeholders thereunto called for the laying out of Parishes on the West Side of Pottuxent River in Calvert County in obedience to an Act of Assembly Intituled an Act for the Service of Almighty God and the Establishment of the Protestant Religion in this Province made at the City of S[t] Marys the 10[th] day of May Anno Dom 1692

Present

| | | |
|---|---|---|
| M[r] Thomas Tasker | M[r] William Parker | Commsrs |
| M[r] Thomas Greenfield | Capt Henry Mitchell | |
| M[r] Thomas Holliday | M[r] Francis Freeman | |
| M[r] Iohn Bigger | M[r] Iohn Sollers | |
| M[r] Francis Huchins | | |

It is likewise concluded and agreed on by the Iustices above named & by the Principal Freeholders at the time and place abovesaid being met together

That Hunting Creeke hundred Leonards Creeke hundred Eltonhead Hundred and the lower Hundred of the Cliffs be all in one Parish the Church for the said Parish being already Built called by the Name of Christ Church standing on one acre of Land gave by M[r] Francis Malden for the same Intent and purpose out his tract of Land called by the Name of Prevent Danger

The Vestry men appointed and Chosen by the princ$^{pl}$ Free- Liber K.
holders at the time and place abovesaid being met together are as follows (viz$^{t}$)
Vestry Men p. 152

| | | |
|---|---|---|
| M$^{r}$ Richard Smith | M$^{r}$ Francis Malden | Chosen |
| Capt Thomas Clagget | M$^{r}$ Iohn Manning | |
| M$^{r}$ Henry Fernley | M$^{r}$ Sam$^{l}$ Holdsworth | |

It is likewise Concluded & agreed on by the Iustices abovenamed and by the Principal Freeholders at the time and Place abovesaid being met together That Lyons Creeke hundred and the upper hundred of the Cliffs be in one Parish and a Church to be built on one acre of Land belonging to Thomas Kemp on the cross Road of Severn Ridge path and the road Leading to Cox town to be Called by the name of all Saints Church

The Vestry men appointed and chosen by the Principal freeholders at the time and place abovesaid met together as follows (viz$^{t}$)

| | | | |
|---|---|---|---|
| Vestry men | M$^{r}$ Walter Smith | M$^{r}$ Iohn Scott. | Chosen |
| | M$^{r}$ Will$^{m}$ Nichols | M$^{r}$ Iohn Leech jun$^{r}$ | |
| | M$^{r}$ W$^{m}$ Turnor | M$^{r}$ In$^{o}$ Hause | |

At a Court held at Benedict Leonard Town the 14$^{th}$ day of February In the Year of our Lord God one Thousand Six Hundred Ninety and two and in the fifth Year of the Reign of our Sovereign Lord and Lady King William and Queen Mary by the grace of God King and Queen of England Scotland France and Ireland Defenders of the Faith &c$^{a}$ by the Iustices thereunto authorised and appointed together with the most Principal Freeholders thereunto called for the laying out of Parishes on the East Side of Pattuxen River in Calvert County being in Obedience to an Act of Assembly Intituled an Act for the Service of Almighty God and the Establishment of the Protestant Religion in this Province made at the City of S$^{t}$ Marys the 10$^{th}$ day of May Anno Dom 1692

| | | | |
|---|---|---|---|
| Psent | M$^{r}$ Thomas Tasker | M$^{r}$ Iames Keech | Comm̄srs |
| | M$^{r}$ Thomas Holliday | M$^{r}$ W$^{m}$ Parker | |
| | M$^{r}$ John Bigger | M$^{r}$ Francis Freeman | |
| | M$^{r}$ Francis Huchins | | |

It is Concluded and agreed on by the Iustices abovenamed p. 153
& by the Principal Freeholders at the time and place abovesaid met together viz$^{t}$

That from the Upper Part of Mount Calvert Hundred to the main Branch of Swanstons Creek be in one Parish the Church for the said Parish being already Built at Charles Town called by the name of S$^{t}$ Pauls Church

The Vestry men appointed and chosen by the Principal Freeholders at the time and place abovesaid met are as followeth (viz$^{t}$)

Liber K. Vestry men

| | | |
|---|---|---|
| Mr Thomas Brooke | Mr Richard Charlett | Chosen |
| Mr Thomas Greenfield | Mr Wm Barton | |
| Mr Thomas Holliday | Mr Saml Magroother | |

It is likewise Concluded and agreed on by the Iustices above named and by the principall Freeholders at the time and place abovesaid met together

That from the main Branch of Swanstons Creeke to the Lower Part of Harvey hundred be in one Parish the Church for the said Parish being already Built standing by the Fork of Trent Creek called by the name of All faiths Church

The Vestry men appointed and chosen by the principal Freeholders at the time and place abovesaid met together are as follows vizt

Vestry men

| | | |
|---|---|---|
| Capt Iames Keech | Mr Iohn Gillam | Chosen |
| Mr Iohn Smith | Mr Charles Ashcom | |
| Mr Richard Southern | Capt Richd Gardiner | |

Very Copia p Hen Iowles Clk of Talbot County

Calvert

Maryland ss

At a Court held for Cecil County the 22d Day of November in the fourth year of their Majestys Reign &ca Anno Dom 1692

p. 154 Commissioners Present

| | |
|---|---|
| Captain Charles James | Mr Humphrey Tilton |
| Collo Casparus Herman | Mr Henry Rigg |
| Mr William Ward | Mr William Elmes |
| Mr Iohn Iames Senr | |

The aforesaid Commission with some of the Principal Freeholders of the said County have in pursuance of and Complyance of and Complyance with the Act of Assembly Intituled An Act for the Service of Almighty God, and the Establishment of the Protestant Religion in this Province laid out and divided the County aforesaid into two districts & Parish's that is to say one Parish for Worton & South Sassafrax hundred and the other for North Sassafrax Bohemia and Elk Hundreds

Vera Copia

p Io Thompson Clerk Councill Cecil

To his Excellency the Govr & Councill

St Maries County ss:

The bounds and Limits of St Marys County Parishes laid out the 5th day of september Anno Dom 1692 by vertue of a late Act of Assembly thereunto directing are as follows vizt

It was by the Iustices and Freeholders of the said County Liber K.
for the aforesaid end and purpose met at New town the day and Year abovesaid then & there agreed upon that S[t] Maries County aforesaid be divided into two Parishes and that the same be Divided between New town hundred and Clements hundred by M[r] Langworths branch which leads to Pottuxen main road and the said Branch divides the said Hundreds and Parishes the Lower whereof being called by the Name of William and Mary Parish and the upper by the Name of King and Queen Parish

Certified from of the Records of S[t] Marys County Court this 2[d] day of March in the 5[th] Year of their Majestys Reign Anno Dom 1692

p me Henry Denton Cl

To the Honble the Governor and Councill p. 155
The humble Petition of Mordecai Moore
humbly sheweth

That your Petitioners wife in her Widowhood obtain'd a warrant from the late Governor and Councill under the Lord Baltemore and hath paid for the same to his receiver, but as yet never made use of the same.

Your Petitioner therefore humbly craveth order that the same may be renewed and directed to the Surveyor of Ann Arundell County &c[a]

Ordered that warrant for two hundred Acres of Land granted to Madam Ursula Burges the fifth day of Aprill Anno Dom 1688 for which she gave caution according to Conditions of Plantation then in force &c[a] be renewed for and in the Name of the Pet[r] Doctor Mordecai Moore who hath since married the said Ursula

To his Excellency the Gov[r] & the honble the Council
The humble Petition of Iohn Lidyat of Calvert County
humbly sheweth

That your Petitioner having lately purchased and so become lawfully seized in a certain tract or Parcell of Land called S[t] Iosephs mannor lying in Calvert County but the meetes and bounds thereof being therefore very uncertain Your Petitioner therefore humbly Supplicates this honble Board to grant him warrant of Resurvey of the same to be made in the presence of the Sheriff of the said County and the directions of a Iury of the Neighbourhood therein best known to be by the said Sheriff Summoned Impanelled and sworn and that the Sheriff

Liber K. may have Power and Authority to summon and swear Evidences to adjust the Bounds of the said Land
And your Petitioner as in duty Bound shall pray &c[a]

The petition granted and Ordered that special warrant issue forth of the Land Office for resurvey of the Land Above mentioned according to the true antient intended meetes and bounds thereof in the presence of the Sheriff of the County,
p. 156 and a Iury of the Neighbourhood therein best acquainted & known to be by the said Sheriff thereunto Summoned Impanelled & Sworn &c[a] in manner and form as is prayed

To his Excellency the Gov[r] & the honble Councill
The humble Petition of Abel Browne of Ann Arundel County

humbly sheweth
That your Petitioner having lately Purchased of one Iohn Cumber a Parcell of Land for two hundred acres called Cumberland lying in Ann Arundell County in the Swamp of Herring Creeke humbly supplicates this honble Board to grant him warrant of Resurvey for the same in the Presence of the Sheriff & according to the directions of a Iury of the Neighbourhood to be by the said Sheriff Summoned Impanelled & Sworn not according to the Courses and distances of the Bounds thereof as they are mentioned in the Patent of the said Land but as it may by good Evidences be made to be according to the Originall Intended meetes and Bounds thereof and that the Surveyor may have Power to Examine such Evidences as may be produced to him for the ascertaining the same Bounds
And your Petitioner as in duty bound shall ever pray &c

Ordered that Special warrant issue forth of the Land Office for Resurvey of the Land mentioned in the Petition on manner and Form as in the said Petition is set forth

To his Exc[llcy] the Gov[r] & honble Councill
The humble Petition of Iohn Hurst of Ann Arundell County humbly sheweth
That your Petitioner having lately purchased of one William Luffman a certain tract of Land called Brushy Neck lying on the South Side of Maggaty River in Ann Arundell County containing about one hundred acres humbly supplicates this Board to grant him warrant of Resurvey for the same to be made in the Presence of the Sheriff of the said County and
p. 157 directions of a Iury by him to be Summoned Impanelled &

Sworn Whereby the antient intended meetes and Bounds of the said Land may be adjusted which at Present are very uncertain Liber K.

And your Petitioner as in duty Bound shall ever pray

Ordered that Special warrant issue forth of the Land Office for the Resurvey of the Land mentioned in the petition in manner and Form as is prayed

To his Excellency the Governor & Council
The humble Petition of Thos Dawson of Ann Arundell County

Humbly sheweth.

That your Petitioner being lawfully seized of a Certain tract or Parcell of Land called Deep Neck Point lying on the South Side of Maggaty River in Ann Arundell County whose Bounds are very uncertain & doubtful your Petitioner therefore humbly supplicates this Board to grant him special warrant of Resurvey to Resurvey and lay out the same according to the true antient Intended Bounds in the presence of the Sheriff of the said County & a Iury by him summoned impanelled and sworn

And your Petitioner as in duty bound shall ever pray &c

Ordered that Special warrant issue forth of the Land Office for Resurvey of the Land mentioned in the Petition in manner as is prayed

To his Excllly the Govr & the honble the Councill
The humble petition of Mordecai Price of Ann Arundell County

humbly sheweth

That your Petitioner being lawfully Vested in a Certain tract or Parcell of Land called Cumbers Ridge lying in Ann Arundell County formerly taken up by one Iohn Cumber and now in the Possession of your Petitioner humbly prays that Warrant of Resurvey may issue from this Board to Resurvey the same to be made in the Presence of the Sheriff of the said County and a Iury by him Summoned impanelled and Sworne & according to the known Bounds and Courses thereof and not running into the Lines of an antienter survey then its self or Land reserved for the Ld Baltemores use and that the Surveyor may have Power to Examine upon oath such Evidences as originally bounded & marked the said Land at the first taking up p. 158

And your Petitioner shall pray &ca

Liber K. The Petition granted and Ordered that special Warrant issue forth of the Land Office to Resurvey the Land mentioned in the petition according to the true ancient intended meetes and Bounds thereof in presence of the Sheriff and a Iury of the Neighbourhood to be thereunto impanelled & sworn with Power and Authority given to the Surveyor to examine upon Oath such Evidences as may be Produced to give light thereinto &c

To all Suitors by petition or otherwise Ordered that warrants of Resurvey upon reasons and motives sufficient be of Course granted by the Clerk also old warrants for land for which caution has been given and the warrants not executed nor made use of be also of Course renewed by the Clark by virtue of this order of the Board

Memd

Persuant to the order of Council the 9th Instant his Excellency was pleased to communicate to the Governors of New York and Virginia the Indians affairs in the following Letters (vizt)

Maryland March 10th 1692

Sr

By this opportunity of Mr Trevits Return for New York I must acknowledge the Receipt of your most courteous Letter by him of the 16th November last and that I have no sooner answer'd the same or do it not know in my own Character please to attribute it to want of so safe a Conveyance and my present lamentable Circumstances of a disconsolate Widower by my Wifes leaving this World on Sonday last the 5th Instant about two a Clock in the morning.

The Allarm lately given us by some strange Indians lately
p. 159 Come to seat among us at the head of the Bay in this Province with more expected together with the ill News lately received from Pensilvania of our Friends the Mohoakes being routed & put to flight by the French and Cannida Indians with their designs to attempt Albany and make Incursions upon these Parts hath much consternated us and put me upon the measures of Consulting the Councill what methods to be taken in so great an Emergency the Result whereof at Present is forthwith to erect and build three severall Forts along the Frontiers in the most convenient Places and at such equal distances as may be most proper for a Continual Intercourse and communication one with another & consequently the better discovery of any Invaders we have also designed the securing by some means a certain frenchman seen among the Indians and by some evidences and other circumstances

known or strongly suspected to be one Mons[r] Casteene and Liber K.
those Indians northern Indians of Pennobscott that lately did
the mischief to the Eastw[d] of Boston this is what at present
we have concluded on if any thing else materiall shall here-
after happen shall take care to advise you if any thing of
moment present with your Excellency please to impart the
same to

S[r] S[r]

please to give my Your Exc[llcys] most Obedient humble Serv[t]
humble Service to L: Copley
your Lady & accept the
same your self with my hearty
good wishes & Orisons for the
health wealth & Prosperity
of you both and all your
good Family I am as
above

L: C

To his Excellency Benj[a] Fletcher
Esq[r] Captain Generall & Chief
Governor of their Majestys
Territory of New York

Present

S[t] Marys City March 10[th] 1692

S[r]

That I have not sooner answer'd your Excellencys of the p. 160
10[th] December last by M[r] Trevit in the New York Sloop
attribute it to want of matter worth imparting and a Con-
venient Opportunity of safe conveyance that I do not now
with my own Pen please to impute it to my present indispos-
tion under the pardonable Circumstances of a disconsolate
Widower, my Wife after a Sharp and tedious fitt of Sickness
departing this Life on Sunday last the 5[th] Instant about two a
Clock in the morning. We have been lately alarmed from
the Report of a Parcell of Strange Indians lately seating
themselves at the Head of the Bay in this Province and a
greater Number expected they pretend to Come from the
Southward and to desire leave to dwell among us in Amity
but by what Inspection has been made therein some testi-
monies taken and Several Circumstances thereunto Relating,
we have great Reason to Suspect them to be Northern
Indians and our Enemies designed for mischief having among
them and in great Respect with them a French man strongly
presumed to be Mons[r] Casteene who lately acted all the mis-
chief at Pennobscott and this from the Evidence of a Person
that had formerly been in the wars in New England and having

Liber K. the sight of those Indians in their Cabins at the Head of the Bay did Certainly there see this Casteenes Wife among them and severall other Indians which he knew to be of that Gang, This with the ill News lately rec'd from Pensilvania of the Mohoakes our Friends being lately Routed & put to Flight by the Cannida Indians and French with their designs to attempt upon Albany and make inroad upon these parts about this time seems to Portend ill Consequence and hath put me upon a Necessity of Consulting the Councill what measures to take to prev$^{t}$ the Impending Dangers threatning us what at present they have Concluded on is the endeavouring by fair means to perswade & Invite this Frenchman with some of the great men of those Indians to Come and disclose themselves and their designs of Coming among us, and if Friends they appear to Enter into a League of Peace and Amity, with us and all their Majestys Subjects in these Parts of America but
p. 161 if they shall Refuse to Come or being Come it shall appear that the Frenchman is this Mon$^{r}$ Casteene or those Indians Friends to Cannida or otherwise our Enemies then to seize and take by Force the said Frenchman and to have our Forces in those Parts in a Readiness at an hours warning to oppose all hostile attempts from those or any other Indians and to pursue them if Occasion we have also appointed the erecting of Three forts along the Frontiers of the Province in the most Convenient places and at such equal distances as may be most proper for discovery and daily communication with each other to be manned with Part Indians and part English to keep continually ranging between one another this is all at Present thought necessary to be done in this Emergency, of any thing further of moment should happen shall not omit advising if any thing if import present from your Government please to Communicate the same to

Your Ex$^{cllcys}$ most humble Servant
L Copley

To his Ex$^{clcy}$ S$^{r}$ Edm$^{d}$ Andros
Kn$^{t}$ & Bar$^{t}$ Capt Gen$^{l}$ & Gov$^{r}$
in Chief in & over their Maj$^{stys}$
Collony of Virginia

Psent

Memd this following petition of Rich$^{d}$ Tulls was yesterday preferred and read to the Board but being mislaid was omitted & now here entred viz$^{t}$

To his Excellency the Cap$^{t}$ Gen$^{l}$ & the honble Councill
The Petition of Rich$^{d}$ Tull of Somerset County
In humble manner sheweth
That your Petitioner an Assignee of John Browning the

Assignee of Iohn Coleman had granted unto him by Letters Liber K.
Patents under the great Seal of this Province bearing date the
Seventeenth day of October Anno Dom 1688 a tract of Land
called Colemans Adventure then formerly surveyed and laid
out for the said Iohn Coleman the Twenty fifth day of Ianuary
Anno Dom 1666 lying in Sommerset County aforesaid on the
Northermost side of Pocomoke River in a Creek called the p. 162
dividing Creek on the Westermost Side of the said Creek
said to begin for Breadth at a Marked red Oak seperating it
from the Land of Iohn Manloe and from thence running up
the said Creeke one hundred & fifty Perches to a Marked
Cypress standing near the Creek side and running from the
said Cypress for length up into the Woods South West five
hundred thirty four Perches bounded on the South by a Line
drawn South East from the end of the Former Line for breadth
one hundred and Fifty Perches bounded on the East by a
Line drawn South East from the end of the former Line for
the length of Five hundred thirty four Perches till it intersect
a parallel from the first Bounded Tree dividing it from the
Land of Iohn Manloe aforesaid Containing and then Laid out
for five hundred acres more or less that in the s$^{d}$ Survey or
in the return of the Certificate thereof into the Office some
great Error or mistake hath been committed in the last Line
Said to run South East from the end of the Former Line w$^{ch}$
is also South East till it intersect a Parallel from the first
bounded tree which if it runn ad infinitum will never be and
Consequently Your Petitioner have no Land at all but only
three Bare Lines whereas the Last mentioned Line to have
Come to the Parrallel mentioned should have run North East
and your Petitioner then have had his due conplem$^{t}$ That
one William Morris taking advantage of the said Error hath
since taken up & Surveyed in his own Name most of your
Petitioners intended Land contrary to the Conditions of Plan-
tation of this Province then in force which will not permit any
common warrant to affect Land already taken up as was
indeed your Petitioners said Land altho mistaken in the return
thereof as aforesaid your Petitioner nevertheless in full and
quiet Possession thereof is now Lately by Virtue of an order
of Councill obtain'd by the s$^{d}$ Morris to be reinvested with
his Estate unjustly taken away and divested from him by the
Instigation and directions of the said Morris to the said
Sheriff divested and thrown out of his Plantations and forced
to betake himself to another place to his great Damage and p. 163
Ruin if not Releived by your Honours in order whereunto he
humbly proposes and prays the order of this Hon$^{ble}$ Board for
a Special warrant of Resurvey your Petitioners said Land
according to the true antient intended and designed Meetes

Liber K. and Bounds thereof directing the last Line to be run its due Course with its Parallel to reach the first Bounded Tree mentioned in the former Survey as in such cases hath been usual and the constant Practise of the Lord Baltemores Councill for Lands appointed & without which your Petitioner will be wholly deprived of his just Right and Property according to Conditions of Plantation fully Complyed with and always by the Neighbourhood well known & taken to be your Petitioners

And as in duty bound he shall pray &c[a]

The Petition granted and Ordered that Special warrant issue forth of the Land Office for resurvey of the Land mentioned according to the true antient intended & designed meetes and Bounds thereof not running with the Lines of any other Land formerly surveyed or reserved for the Lord Baltemores use the Certificate of which resurvey to be returned to this Board with all Convenient speed

P. R. O. Maryland B. I. Vol. 2, B. G. p. 31 Maryland ss.

By his Excell: the Governor.

Whereas Sir Thomas Lawrence Barr[o] one of the Justices of the Provinciall Court and of their Majesties' honorable Councill within this Province standeth charged with several high crimes and misdemeanours by him committed and done in contempt of their Majesties authority and the present Government thereby here established contrary to his Oath the duty of his place and the trust reposed in him I Lionel Copley Esq Capt: General and Governor in Chiefe of this their Maj[s] Province and Territory of Maryland by virtue of the power and authority to me in and by their Majesties' Commission and Instructions given and granted do hereby in their Majesties' names summon and cite the said Sir Thomas Lawrence that all excuses sett apart he be and personally appear before me and their Majesties Councill att the Citty of S[t] Marys on Thursday the 17[th] day of Aprill next to answear the premisses & what shall be then and there objected against him. In the meane tyme I do alsoe by virtue of the power and authority aforesaid at present dismiss and suspend the said Sir Thomas Lawrence from being a Member of their Maj[s] Councill and one of the Justices of the Provinciall Court aforesaid or in any other part of the Province, and likewise strictly charge and command him to desist from further presuming to act or officiate as Publick Notary and as such from making or signing any Instrument within this Province, for any matter or thing whatsoever anyways relating thereto as he hath already illegally done whereof lett him take due cōnizan thereof in

nowise fail as he will answeare the contrary att his perill. Given under my hand and seal this 27th day of March 1693. in the fifth yeare of the reigne of our sovereign Lord and Lady King William and Queen Mary. P. R. O. Maryland B. I. Vol. 2, B. G.

(seal) L. Copley.

To Sir Tho: Lawrance Barrt to be comunicated and delivered unto him by John Llewellin Clerke of the Councill in the presence of Robert Mason Gent: High Sheriff of St Mary's County

By signing a protest of Will Barnett against the proceedings of the Court in St Marys in January last.

Lewellin made Notary publick by Governor Copley tho' that Office granted Sir Thomas Lawrance in express words in his letters patents from their Majesties.

(Endorsed)

27th March 1693. Copy of the Warrant for apprehending Sir Thomas Lawrance

Recd 13th Decr 93. B. G.
P. 31.

Maryland

By his Excelly the Governor. p. 33

These are in their Majties names especially to authorize and impower William Harpam Gent: to apprehend, seize and take the body of Edwd Randolph Esq. charged for offering & divulging severall false malicious & seditious speeches and reports scandalously reflecting upon their Majs Government and tending to the alienating and diverting their good subjects the inhabitants of this Province from their due & naturall love and affection, faith and allegiance to their said Majties and this their Government contrary to the peace and Laws in such case made & provided. Wheresoever he shall be found and him in his safe custody keep untill he shall safely deliver him into the custody of the Sheriff of Sumersett County by him to be forthwith brought before me at the Citty of St Marys to answear the premisses & what else shall be alledged agt him on their Majs behalfes & I do hereby strictly charge & comand all & singular their Majs Officers civill & military & others the inhabitants of this Province to be aiding and assisting to the sd Wm Harpam in the due execution hereof as they will answear the contrary att their perills. Given under my hand and seal this sixt day of Aprill in the 5th yeare of our sovn Lord & Lady King William and Queen Mary.

To Wm Harpam Gent: L. Copley
hereunto especially authorized
and appointed These

vera Copia

Rich: Farwell.

P. R. O. Maryland B. I. Vol. 2, B. G.

(Endorsed)
Copy of Gov[r] Copley's warrant of the 6[th] of Aprill against E. Randolph.
Rec[d] 25. Sept: 1693.
from M[r] Randolph
B. G.
P. 33.

p. 43a.

Severall short heads of a charge against Sir Thomas Lawrence viz[t]

1[st] Disobedience to Order of Governor and Councill Oct: 13: 92: requiring him to provide seales for every County in the Province—not complyed with. Answered

2. Entering upon and executing his Office of Secretary before duely qualifyed by giving security according to Law and Custome, notwithstanding the same had been often demanded, and extorting from his Clerks unjust Fees for their Commissions directly contrary to his owne Commission and Instructions Qu. Bonner, Lomax and Thompson

These words lined left out of the Articles sent home Aprill 11: 1693.

Answered

3. Unreasonably and unjustly demanding of John Llewellin, William Taylard and other Clerks commissionated and employed by the Convention of this Province under the late Revolution to be accomptable to him for the perquisites and profitts of their places since the date of his Comission which is also contrary to his Comission which constitutes him Secretary onely during his residence in the Country—Oct: 13. & 14. left out as above.

Answered

4. Presumeing at Councill Board to protest against the Act of Assembly and an Order of Councill concerning Officers Fees notwithstanding assurance given him to recommend & referr the same—Coun: Oct: 14. left out as before

5. Displacing and turning out severall County Clerks capable and duely qualifyed for those places without any grounds or reasons for soe doeing contrary to his Comission and Instructions and putting in their places persons altogether incapable and noe ways fit for the same upon meere mercenary sinister ends—Coun: Oct: 24. 92. J. L: H. B: &c. H. F: left out as before.

Answered

6. Slighting and not taking notice of the request and demand of Governor and Councill to suspend one of his Clerks for open contempt to the Government and their Majestie's authority but still continuing him in.

P. R. O.
Maryland
B. I. Vol. 2,
B. G.

Coun: March 9. 92. left out as before.
Answered

7. Consorting and associating himself with none but Papists and others their Maj[s] enemies, countenancing, aiding and cherishing them onely at this juncture, and ever since his arrival to the betraying of the Government notwithstanding advice and Order to the contrary ag[t] his Oath and the duty of his place.

Answered

8. Removing and taking out of the Office and carrying to his owne house the Records of the Province and making such private use thereof for his own sinister ends, as he sees fit, in direct opposition to an Order of Gov[r] and Councill for those Records to remaine in the Office. Coun: March 9. 92. left out as before.

9. Takeing from thence and wholly embezling some of the said Records, particularly the Journall of the last Assembly filed there by the Clerk according to Law—against his Oath and the Statute—vi[d]

Answered

10. His obstinate contempt to Order of Governor and Councill notwithstanding his promise of complying therewith for delivery of a Copy of an Agreement betwixt him and M[r] Taylard (for farming the Secretary's place which is also against Law) his fraudulent procuring from the hands of a third person intrusted the Originall Contract and at last peremptorily refuseing to produce either Originall or Coppy—Coun: March 9. 92. Qu: Taylard and Grunwin—left out.

11. Takeing upon him and assumeing to exercise the Office of a Publick Notary within this Province without Comission, Warrant or Order for the same and without being sworne according to Law—which is also contrary to his Oath of Secretary and Councellor.

Vid. Oath left out.

Answered

12. Commencing and entering upon the execution of the said Office in protesting against the Gov[r] & Councill (whereof himself was then a Member) for their arbitrary & illegal proceedings and as such from whom noe justice or redress was to be expected to the betraying of the Government &c. vid: protest out.

Answered

13. Suggesting and alledging in s[d] protest severall false scandalous and approbious reflections upon the Govern[t] without any grounds or motives from the affidavit or informations of the Protestants it plainly appearing & to be made manifest that an Appeale was granted them to the Gov[r] &

P. R. O. Maryland B. I. Vol. 2, B. G.

Councill upon security (which they complyed not with) neither when the Councill did sitt was there any application made to them by for or in behalfe of the said Protestants upon their s^d^ Appeale soe that Justice cannot be said to be denyed them as he most falsely & maliciously avers in his s^d^ Protest.

The Councill upon an alarm in the Country of the inroad of some foreign Indians was conveened sooner than was designed on the 9^th^ day of March when the Protestants were themselves actually in Towne & made noe applications notwithstanding his Excellency's assurance & promise to take no advantage of their lapse of tyme.

Mem: All that is lined in the foregoing Charge was left out in the Copy sent for England Aprill 11. 1693. by Capt: W^m^ Hill Comander of the Ship Anne of London but to be taken notice of as marginall notes when send next.

Aprill 8^th^ 1693.

Read, proved & approved of in Councill
J: L: Cl: Consil:

True Coppy taken from the Originall lyeing now lodged among the Council Papers and Minutes in my Custody
Hen: Fenton, Cl: Conc:

Liber K.

At a Councill held at his Excellency the Gov^rs^ house April the 8^th^ day Anno Dom 1692

Present

His Excellency the Governor

the honble { Coll Nehemiah Blakiston, Cap^t^ Iohn Addison, Coll Nicholas Greenbury, Cap^t^ Iohn Courts, Thomas Tench Esq^r^, Thomas Brooke Esq^r^ }

Produced and read the following Depositions concerning those Indians at the head of the Bay (viz^t^)

p. 164

Henry Thompson declares that the French man or French Indians who lives at Coll Hermans upon the Mannor is called or goes by the Name of Mons^r^ Casteene he is marked with the Letters M C upon his Breast he married two Indian Squaws, hath one Daughter aged Sixteen Years the said french man was a Trader in New England & was the occasion of the Slaughter or Death of many hundred Souls in New England the said Thompson was a Captive or Prisoner to the aforesaid French man and made his Escape and when the said Thompson hath a sight of the said Frenchman and he proves to be the same man as he thinks for he will discover

more of the said Frenchmans Villany taken this 4th of March 1692 Liber K.

Copia

In° Thompson

March the 9th 1692/3

Robert Drury aged thirty two Years or thereabouts saith when he was brought to the sight of the French Indian who was supposed to be Monsr Casteene of Pennobscott beyond Penciquid upon oath taken before me Saith that he is not Monsr Casteene but some other Person for he the said Robert Drury knoweth Mr Casteene very well but never saw this Frenchman before nor any such marks as it was reported to be on his Breast & further saith not

Robt Drury

Sworn before me the day and date abovesaid

Caspr̃s August Herman

March the 9th 1692/3 } Henry Thompson aged 21 Years or thereabouts saith when he was brought to the sight of the French Indian who was supposed to be Monsr Casteene of Pennobscott beyond Penciquid upon Oath taken before me Augustin Casparus Herman saith that he is not Monsr Casteene to the best of his Knowledge but some other Person neither did he the said Henry Thompson ever report that he had any marks upon his breast as is reported and further saith not

his

Henry Thompson × mark

Sworn before me the day and date abovesaid

Casp Augustt Herman

Produced and Read severall heads or Articles of Charge Order'd to be prepared and drawn up against Sr Thomas Lawrence compared & Examined with the severall Debates Orders of Councill & depositions taken concerning the same & are as follows (vizt) p. 165

Several short heads of Charge agst Sr Thos Lawrence Vizt

1. Disobedience to order of Govr & Councill Octr 13th 1692 requiring him to provide Seals for every County of the Province—not complyed wth

2 Entring upon and Executing his Office of Secretary before duly Qualified by given Security according to Law & Custom notwithstanding the same had been often demanded

Liber K. & extorting from his Clerks unjust fees for their Commissions directly contrary to his own Commission and Instructions
(vid Bonner Lomax & Thompsons Depositions

3 Unreasonably and Unjustly demanding of Iohn lLewellin William Taylard & other Clerks Commissionated & employed by the convention of this Province under the late Revolution to be accountable to him for the Perquisits and profits of their places since the date of his Commission which is also contrary to his Commission which Constitutes him Secry only during his residence in the Country
(vid Councill Iournall October 13: & 14)

4 Presuming at Councill Board to protest against the Act of Assembly and an order of Councill concerning Officers Fees notwithstanding assurance given him to recommend & refer the same
(vid Jour Councill October 14)

5 Displacing and turning out severall County Clerks capable and duly qualified for those places without any grounds or reasons for so doing contrary to his Commission & Instructions and putting in their Rooms persons altogether uncapable & no ways fit for the same upon meere mercenary sinister ends. vid Stat
(vid Jour Oct 24: 92 Hen Bonner, J LLewellin & H Fernley

6 Slighting and not taking notice of the request and de-
p. 166 mand of the Governor and Councill to Suspend one of his Clerks for open Contempt to the Government and their Majestys Authority but still Continuing him in
(vid Iour Mar 9: 92)

7 Consorting and Associating himself with none but Papists and others their Majestys Enemies countenancing aiding and cherishing them only at this Iuncture, and ever since his arrival to the betraying of the Government, nothwithstanding advice & Order to the Contrary, against his Oath and the Duty of his Place

8 Removing and taking out of the Office and Carrying to his own Chamber the Records of the Province, and making such Private Use thereof for his own Sinister Ends as he sees fit in direct Opposition to an Order of Governor and Councill for those Records to remain in the Office
(vid Iour Mar: 9: 92)

9 Taking from thence and wholly embezzling some of the same records particularly the Iournal of the last Assembly filed there by the Clerk according to Law against his Oath and the Statute

10 His Obstinate Contempt to Order of Governor and Councill (notwithstanding his promise of Complying there-

with, for delivery of a Copy of an Agreem[t] betwixt him & Liber K.
M[r] Taylard for farming the Secrys place (which is also against Law) his fraudulently procuring from the hands of a third Person Intrusted the Original Contract & at last peremptorily refusing to produce either Originall or Copy

(vid Jour Mar 9: 92. Qu also Taylard & Grunwins Depos)

11 Taking upon him and assuming to Exercise the Office of a publick Notary within this Province without Commission Warrant or order for the same without being Sworn according to Law which is also Contrary to his Oath of Secretary and Counsellor

(vid Oath)

12 Commencing and Entering upon the Execution of the p. 167
said Office in protesting against the Gov[r] & Councill (whereof himself was then a member) for their abitrary & illegal Proceedings and as such from whom no Iustice or Redress was to be expected to the betraying of the Government &c[a]

(vid Protest M[r] Luke)

13 Suggesting and alledging in said Protest severall false scandalous and opprobious reflections upon the Government without any Grounds or Motives from the Affidavit or Information of the Protestants it plainly appearing & to be made manifest that an Appeal was granted them to the Gov[r] & Councill upon Security which they complyed not with neither when the Councill did sit was there any application made to them by for or in Behalf of the said Protestants upon their said Appeal, so that Iustice cannot be said to be denyed them as he most falsly and maliciously averrs in his said Protest

Memd the Councill upon an Alarm in the Countrey of the inroad of some Foreign Indians was Conveened (sooner then was designed) on the Ninth day of March when the Protestants themselves were actually in Town & made no application notwithstanding his Excellency assurance and Promise to take no advantage of their Lapse of time

April 8[th] 1693 Read and Approved of in Councill

I LLewellin Cl Councill

The Deposition of George Luke of Stafford County in the Colony of Virginia in America Merch[t] maketh Oath that after condemnation of the Ship Margarett of London by a Court of Oyer and Terminer held in the Province of Maryland the said George & W[m] Burnet Mas[r] of the said ship appealed from the Iudgment of the said ship to his Majesty in Councill but were refused the same and an appeal granted them to the Gov[r] & Councill whereupon the said George waited upon the Governor full three weeks, and severall times proffered him

Liber K. p. 168 security for the Value of the said Ship and Cargoe and what other charges should accrue upon the said Appeal in Case the former Iudgment should be affirmed, but were severall times refused the same by the Governor & answered that he would keep them himself whereupon the said Luke tendred security for what charges should be awarded against them upon the s[d] Appeal but was from time to time put of and sometimes told that no security would be taken at other times told by the said Governor that he did not know whether he would grant an appeal in our Case or no but the said George Luke after so long a stay from his own habitation having very urgent occasion to go home pressed the Gov[r] to tell him whether he would accept of Security or no but could have no positive answer from him but all means used to tire him out, and make him let fall his appeal

Anno Dom 1692 A true Copy of the Deposition of George Luke of Virginia Merchant Sworn the 2[d] day of March before me

Tho[s] Lawrence

By this Publick Instrum[t] of Protest I Tho[s] Lawrence Secretary & Notary Publick of Maryland do declare & make manifest to all Persons whom it may in any ways Concern that upon the Second day of March 1692 Appeared before me George Luke of Stafford County in the Colony of Virginia in America Merch[t] and made Oath that after Condemnation of the Ship Margarett of London by a Court of Oyer and Terminer held in the Province of Maryland, he the said George, and William Burnet Mas[r] of the said ship appealed from the Iudgment of the said Court to his Majesty in Councill but were refused the same and an appeal granted them to the Gov[r] and Councill whereupon the said George waited upon the Governor full three Weeks, and several times proffered him security for the Value of the said Ship and Cargo, and what other charge should accrue upon the said appeal in Case the former Iudgment should be affirm'd but p. 169 was severall times Refused the same by the Governor, and answered that he would keep them himself whereupon the said Luke tendred Security for what charge should be awarded against them upon the Said Appeal but was from time to time put of and some times told that no security would be taken at other times told by the said Governor that he did not know whether he would grant an appeal in their Case or no, but the said Geo Luke after so long a stay from his own habitation having very urgent occasion to go home pressed the Gov[r] to tell him whither he woud accept of security or no, but Cou'd have no positive Answer from him, but all means used to tire him & the rest out, and make them let fall their appeal

for which reasons and for that the said Geo Luke and W^m^ Burnet do manifestly see that there is no redress to be had for them from the Governor and Councill the Governor being a Party as also the Informer being next to him in Councill and for the several Imperfections in the Information Exhibited against the said W^m^ Burnet Ship and Goods and the severall illegal means used to bring the said ship to Condemnation The said Geo Luke in the behalf of himself and the said Burnet doth solemnly protest as well against the Illegallity of the proceedings of the said Court of Oyer and Terminer as against the said Governor and Informer for all Costs Losses & Damages sustained by the said Luke Burnet and all others Concerned by reason of the illegal Proceedings aforesaid In witness whereof I the said Thomas Lawrence at the request of the said Luke have have hereunto set my hand & Seal of my Office the day and Year abovesaid Liber K.

A true Copy of the Protest of Geo Luke of Virginia Merch^t^ against certain proceedings relating to the Ship Margaret and the Condemnation thereof, Sworn before and Signed the day and Year abovewritten

p me
Tho^s^ Lawrence

The Deposition of William Harpam of S^t^ Marys County aged two and thirty Years or thereabouts as follows (viz^t^) p. 170

The Deponent upon Oath taken upon the holy Evangelist saith that some time on or about the beginning of March last past walking with the Governor and M^r^ Luke in S^t^ Marys Old Field after some discourse past between his Ex^cllcy^ & the said Luke about the Ship that was seized he the Deponent heard M^r^ Luke ask his Excellency when the Councill met, for that he was resolved to appeal to his Excellency and Council in that matter his Exc^llcy^ told him the Councill would meet the Sixth day of April to which M^r^ Luke again said their time would be Elapsed before then his Exc^llcy^ made answer their time was already Elapsed but however if he had any thing to Offer to him & the Councell, he might apply himself to them then, and he would take no advantage of the time being elapsed

W^m^ Harpam

Iurat Sexto die Aprilis Anno Dom
1693 coram me
Nea Blakiston
et coram me
J lLewellin

at the Same time was also produced and ordered to be read this following Letter (viz^t^)

Liber K. May it please your Excellency

I am very sorry I should fall under your Excellencys displeasure in the matter of the Agreement between S^r^ Thomas Lawrence and M^r^ Taillard S^r^ Thomas came to me and said he had occasion to see the said Agreement I shewed it him he desired he might have it home with him I scrupled that, he told me he would not keep it to my Prejudice in the least I took his Honours word and gave it him I meetes with M^r^ Taillard and told him he said I must either get the Originall or an Authentick Copy. I told M^r^ Taillard I would do the one or the other I went to Sir Thomas he was unwilling to part with the Original but a Copy M^r^ Taillard should have I told S^r^ Thomas if he pleased I would Copy it out he an-
p. 171 swered no he would Copy it out himself and did so and set his hand to it as a true Copy & I another examin'd it with the Original and can both attest it as a true Copy under both our hands & Oaths also if Required this was delivered M^r^ Taillard which I then thought & hoped was Indifferent well to solve me for any breach of Trust against M^r^ Taillard but after I had waited upon your Excellency I found it would not do I went therefore to Sir Thomas and at two Several times urged his Honour with his Promise of not keeping the Original to my Prejudice which I now found woud be so if he did not deliver it me he answered me he had given a Copy attested for true under his own hand and that he did not find himself Obiged any further but if M^r^ Taylard would come to him he would shew him the Original and give him another Copy which he should himself witness was a true one of which I told M^r^ Taylard which was the most I could get from S^r^ Thomas for my Indemnity I therefore beseech your Excellencys pardon in this matter and for this present trouble to your Excellency & subscribe

4^th^ Aprill 1693 Y^r^ Excellencys most humble & obed^t^ Serv^t^

To his Ex^cllcy^ the Govern^r^ Tho: Grunwin

These humbly present

The said Thomas Grunwin pursuant to an Order from his Ex^cllcy^ the Governor yesterday directed to the Sheriff of S^t^ Marys County commanding him thereby to summons him the said Tho^s^ Grunwin & W^m^ Taylard to appear here to testify the truth of their knowledge in such matters and things as shall be proposed unto them on their Majestys Behalf) accordingly makes his appearance and being thereunto Required to make Oath to the truth of the matter contained in the above Letter did according^ly^ prove the same upon his oath taken on the holy Evangelist

To his Excellency the Gov$^{r}$ & his honble Councill Liber K.
The humble Petition of William Taylard
humbly sheweth

That your Petitioner had Contracted under hand and Seal p. 172
with S$^{r}$ Thomas Lawrence Secry of this Province wherein he is obliged to Depute & Commissionate your Petitioner his Deputy & Clk of the Provincial Court by Vertue whereof your Pet$^{r}$ has Officiated & Acted as Clerk which said Contract by consent of both Parties remained in the hands of M$^{r}$ Tho$^{s}$ Grunwin but which since may it please your Excellency your Petitioner fearing himself to be under some mistake applied himself to M$^{r}$ Grunwin for a View thereof who denyed me alledging that he had delivered it S$^{r}$ Thomas Lawrence from whose hands he could not get it, so it may prove much to his Detrim$^{t}$ and your Petitioners utter Ruin unless relieved by your Honours in the Premises and for the better Confirming your Petitioners proceed$^{gs}$ and for Satisfaction of the People humbly prays an order of this Honourable Councill to Compel S$^{r}$ Thomas Lawrence to produce the same before your Honours which as in duty bound your Petitioner prays may be approved of your Petitioner having tendred Security & still is ready to Comply with every Article of my aforesaid Contract your Petitioner further sheweth to your Honours that he has been credibly informed that S$^{r}$ Tho$^{s}$ Lawrence has used his endeavour to procure some other person to supply your Petitioners office so that your Petitioner will be wholly frustrate of employ which may tend much to Prejudice (notwithstanding your Petitioners Contract) therefore your Petitioner humbly prays some Commission or Authority to proceed either by Virtue of my Contract when approved of, or otherwise as to your Honours shall seem meet or else that your Petitioner may be fairly discharged from further Officiating and further may it Please your Excellency in order to his Discharge your Pet$^{r}$ is ready by order of this honble Board to deliver such records that is in your Petitioners Custody offering to your Honours that a Record a Iournall of the Lower house of Assembly filed in the Office with your Petitioner was taken from your Petitioner by the said S$^{r}$ Thomas & delivered to the honble Coll Nicholson who Carried the same out of the Province Since which another Iournall has been brought unknown to your Petitioner and delivered to his Clerk Your Petitioner finding himself not Obliged to p. 173
receive the same without an Order of this honble Councill prays consideration of the Premises

All which your Petitioner is ready to averr and prove, and that for clearing your Petitioner from such danger and hazard as he may run under by means of the Premises being a grand

Liber K. and publick Affair prays your Petitioner may have a hearing before your Honours whereby your Petitioner may be relieved
And he shall Ever pray &c[a]
W Taylard

The Petitioner according to Summons appearing here this day is required to make oath to the truth of what he hath alledged in his above Petition and what else he knoweth concerning the Premises &c[a] which he did as follows (viz[t])

The Deposition of William Taylard Clerk of the Provincial Court of the Province of Maryland

This Deponent saith that in the Month of September last past S[r] Thomas Lawrence Secrety of Maryland together with Coll Nicholson Deputy Governor came to the Provincial Office & demanded of this Deponent the Iournall of the house of Assembly there filed making use of M[r] Cheseldines name who was late Speaker of that House that he had assured them that the Clerk of that House should make out another Copy and File with other Arguments used this Deponent taking S[r] Thomas Lawrence to be his Master and keeper of those Records did deliver the afores[d] Iournall to Sir Thomas Lawrence who immediately delivered it to Coll Nicholson with Intent to be Carried out of the Province this Deponent further saith that the Body of the Laws of this Prov[s] a Record was demanded from your Petitioner by Sir Thomas Lawrence near about the same time and has notwithstanding request of this Deponent kept the same in his hands till about the fifth day of this month April 1693 then a Copy of the aforesaid Iournal & the Book of the Laws were put in amongst this
p. 174 Deponents papers in his private Chamber and not the Office unknown to him and this Deponent further saith not
April 8 1693 W Taylard
Sworn to before the Gov[r] & Councill
J LL Cl Councill

Ordered to be brought & was produced and read Statute the 8[th] of Henry the 6[th] against imbezzling of Records declared to be Felony &c[a]

His Excellency demands the opinion and advice of the Councill upon the whole matter

Whereupon they declare that the Articles of Charge drawn up against him being Evidently & Sufficiently proved & made appear from the Records of the Councill proceedings, his own Writings and Papers, together with other substantial Circumstances and Evidences rendring him so highly Criminal against the Laws & Statutes of England as not to admit of Bayle

Resolved and Ordered that the said Sir Thomas Lawrence Liber K.
be wholly dismissed from his Place at the Councill Board &
the Provincial Court & be Committed to the Sheriff of S[t] Marys
County from thence to be Conveyed and committed close
Prisoner into the Custody of Coll Warren high Sheriff of
Charles County, without Bayle or Mainprise

M[r] Robert Mason high Sheriff of S[t] Marys County being
called in to testify in behalf of their Majestys against M[r] Charles
Caroll for several reflecting speeches and discourses against
the Governm[t] upon his Oath declareth as follows (viz[t])

Robert Mason Aged about 40 Years or there-
abouts being examined doth Depose (viz[t])

That one Day at the House of the said Robert M[r] Cha
Carroll and said Robert had some discourse of his Excellency
the Gov[r] and Sir Thomas Lawrence, and said Carroll made
reply to the said Robert that it was Pity there was any or so
much difference between his Excellency & S[r] Thomas for he
did beleive it would not be decided till such time as his Excel- p. 175
lency was no Gov[r] or S[r] Thomas Lawrence no Secretary and
that there was Letters writ to England to that Purpose this to
the best of my Remembrance and further saith not

April 8[th] 1693 Rob[t] Mason

Sworn to in Councill
J LL Cl Councill

His Excellency acquaints the Board that being heretofore
informed of the misbehaviour of the said Charles Carrol
according to the foregoing Deposition and also the following
Deposition of Iohn LLewellin taken by his Excellency the 17[th]
of March last past he had thought fit to Commit the said
Carrol to the Custody of the Sheriff of S[t] Marys County untill
he shall thence be delivered by due Course of Law.

which Deposition of the said LLewellin and also the mittimus
to the Sheriff aforesaid is as follows (viz[t])

Iohn LLewellin of S[t] Marys County aged Fourty Years or
thereabouts upon his Oath taken on the holy Evangelist saith
that M[r] Charles Carrol (did not long since) demand of the
Deponent a Copy of the Proceedings upon the Tryal & Con-
demnation of his Beer to make sport with & laugh at in Com-
pany where he should come, or words to the same Effect so
near as the Deponent can well Remember

J LLewellin

Iurat 17 Die March 1692
coram me
L Copley

Liber K. By his Excellency the Gov$^{r}$ &c$^{a}$

Maryland ss

Lionel Copley Esq$^{r}$ Captain General & Governor in Chief in & over this their Majestys Province and Territory of Maryland &c$^{a}$ To the Sheriff of S$^{t}$ Marys County greeting you have herewith sent you, and Committed into your Custody the
p. 176 Body of Charles Carrol of the s$^{d}$ County charg'd and accused for uttering several mutinous & seditious speeches in derogation to the present Government scandalously reflecting upon affronting and abusing the same and the Authority thereof in their most legal & Iudicious proceed$^{gs}$ in the Administration of Iustice according to the Laws of of England & of this Province in such cases made & provided all which is contrary to the said Laws and tends altogether to the Breach of their Majestys Peace and the disturbance of the quiet Rule and Government of this their Province for which & divers other crimes and misdemeanors by him Committed you are hereby in their Majestys Names straightly charged & Commanded to take the said Carrol into your charge and him in your Custody safe keep untill he shall be thence delivered by due Course of Law whereof fail not at your Perill and for so doing this shall be your warrant Given under my hand & Seal this 25$^{th}$ day of March Anno Dom 1693 In the fifth Year of the Reign of our Sovereign Lord & Lady King William & Queen Mary &c$^{a}$

To Robert Mason Gent high Sher
of S$^{t}$ Marys County or his Deputy
These

To his Excellency the Gov$^{r}$ & the honble Councill
The petition of Iohn Davis of Talbot County
In all humble
manner sheweth

That your Petitioner had laid out for him the 8$^{th}$ day of August 1684 a tract of Land for 306 acres called the Dunfields lying in Talbot County nigh the Head of Wye River said to be done by Vertue of a warrant for 300 Acres granted your Petitioner the 14$^{th}$ day of Aprill then preceeding the Certificate whereof being returned for your Petitioner into the Office to be entred upon Record was not admitted by reason of some mistake in the Warrant cont 6 Acres less than the Land taken up, or otherwise laid out upon some other Land as your Petitioner is informed wherefore he most humbly supplicates that he may be admitted now to make good his Right
p. 177 to the said Quantity of Land by another warrant for 350 Acres granted him the 11$^{th}$ day of April Anno 1688 upon Conditions of Plantation by him duly Complyed with & that thereupon

the said Certificate hereunto annexed may be thereupon entered upon record for your Petitioner and the remainder of the said warrant renewed to him being 44 Acres to be laid out in any Part of the Province not already taken up nor reserved for the Lord Baltemores use your Petitioner being ready & willing to pay the Rents and Arrears of Rent due for the said Land Liber K.

And as in duty Bound your Petr shall pray &ca

The Petition granted & Ordered that three hundred & Six Acres part of the warrant in the above Petition mentioned for 350 Acres be allowed for the making good of the rights of the Land Surveyed for the Petitioner and the Certificate thereupon to be Entered upon Record for and to the use of the Petitioner as is prayed and that he have warrant renewed to him for the remaining 44 Acres to be laid out for him in any Part of the Province not formerly Surveyed nor reserved for his Lordship the Lord Baltemores use

Adjourn till 6 a Clock in the Afternoon at what time Notice to be given to Sir Thomas Lawrence to attend this Board

Councill again met as p Adjournment
Present as before in the morning

Sr Thomas Lawrence also makes his appearance & hath read unto him Mr Taylards Petition is charged & accused of fraudulently Imbezzling & taking away the Contract or Agreemt between him and the sd Taylard

Sr Thomas Lawrence denys the Contract & alledges there was no certain Agreement made between them, but some Proposals offered with which Mr Taylard on his Part had not Complyed leaving & being absent from the Office for two Months together & the Records Records not yet Perfected p. 178

William Taylard called in & examined upon the Premises acknowledges that that Instrument or Writing delivered to Mr Grunwin was the agreement concluded on & to be drawn up betwixt them

Ordered to be read & was accordingly read Thomas Grunwins Letter to his Excellency as likewise a Petition preferred to the Board by Sr Thomas Lawrence as foll (vizt)

May it Please your Excllcy
& the honble Board

Having on Monday the 27th day of March 1693 received a Citation from your Excellency by the hand of Mr Iohn LLewellin Clerk of the Councill in presence of Mr Robert Mason

Liber K. high Sheriff of this County to appear on thursday April 7th before your Excellency & this honble Board to answer here at this time to severall high crimes & misdemeanors with which in that Citation I am said to stand Charged as Committed & done by me in Contempt of their Majestys Royal Authority and of the present Government together with what else should be Objected against me on their Majestys Behalf, and whereas by the said Summons I am dishonoured and disgraced by being at present dismist & Suspended from being a Member of their Majestys Councill & from being a Iustice either in their Provincial Court or in any other Part of this Province, before I am heard or know any thing of my Accusers or Accusation (except in the matter relating to my Office of Publick Notary the Execution of which is thereby forbidden me which tho I humbly desired to be informed of by my address to your Excellency on Wednesday March 29th as also that your Excellency would then please to grant me certain other reasonable requests in Order to my present defence yet have I received no answer to any of them, I do therefore again humbly desire of your Excellency and of this honble Board a full Copy of my Charge in Writing as also of all the Affidavits & Depositions of my Accusers and in order
p. 179 to my defence I desire again that the Councill Books hitherto always denyed me may be laid before me and that a Copy of all your Excellencys Instructions relating to me especially those which appoint me to be a member of the Councill & a Iustice of the Provincial Court may be delivered me, & lastly that an order of Summons may be given me to Cite such Persons to appear at a reasonable time to be allowed me to put in my defence which I humbly request may be made in Writing that in a matter of so great moment wherein the dignity of their Majestys Commission my own reputation & Innocency are concerned all sudden or Inconsiderate Speech may be avoided by me that no misconstruction or Forgetfulness of my Extempore words or answers may hereafter be Objected against me and that if at last it shall be thought necessary that the whole Proceedings be laid before their Majestys my Accusation and my undeniable replys in my Vindication may go together

Thomas Lawrence

The Citation mentioned in the foregoing Letter or Petition is as follows

By his Excellency the Govr &ca

Maryland ss

Whereas Sir Thomas Lawrence Baronet one of the Iustices of the Provincial Court & of their Majestys honble Councill

within this Province standeth charged with several high Liber K.
Crimes & misdemeanors by him committed & done in contempt of their Majestys Royal Authority and the present Governm[t] thereby here established contrary to his oath, the duty of his Place & the trust reposed in him, I Lionel Copley Esq[r] Captain General & Governor in chief in & over this their Majestys Province & Territory of Maryland &c[a] by virtue of the power & Authority to me in & by their Majestys Royal Commission & Instructions given & Granted do hereby in their Majestys Names summons & cite the said S[r] Thomas Lawrence that all excuses set apart he be and personally appear before me and their Majestys Councill at the City of S[t] Marys on thursday the 7[th] day of April next p. 180
to answer the premises and what else shall be on their Maj[stys] Behalf be then & there objected against him in the mean time I do also by Virtue of the Power & Authority aforesaid dismiss & Suspend the said Sir Thomas Lawrence from being a member of their Majestys s[d] Councill and one of the Iustices of the Provincial Court aforesaid or in any other Part of this Province and likewise straightly charge & command him to desist from further presuming to act or Officiate as publick Notary and as such from making or signing any Instrum[t] within this Province for any matter or thing whatsoever any ways Relating thereunto as he hath already illegally done whereof let him take due cognizance and thereof in no wise fail as he will answer the contrary at his Perill Given under my hand & Seal this 27[th] day of March Anno Dom 1693 In the fifth Year of the Reign of our Sovereign Lord and Lady King William & Queen Mary &c[a]

To Sir Thomas Lawrence Baronet L: Copley
to be communicated & delivered to
him by John LLewellin Clerk of the
Councill in Presence of Robert Mason
Gent high Sheriff of S[t] Marys County

Ordered to be read the Oath of a Counsellor which was accordingly done and thereupon S[r] Thomas is given to understand that the Board hath considered his charge and present circumstances that according to the Tenor of the Oath now read the Board hold themselves in no wise obliged to publish the charge against him that he is to be impeached before the King and Councill and shall in due time have Copy delivered him of his impeachment he is also let to know that information had been given to his Excellency of a Letter he the said S[r] Thomas had lately received from Esq[r] Randolph who also had approved himself an Open Enemy to their Majestys and the present Governm[t] scurrilously railing at & Reflecting upon the same he is desired to Produce the p. 181

Liber K. Letter for the Peruseall of the Board for that they did rationally suspect some treasonable treacherous matter therein Contained being Certainly Informed of his having publickly abused & bespattered the Governm[t] He prays to be excused in the matter & denys the Delivery of the Letter for that he Conceives he is in no wise bound to accuse himself or Ridicule M[r] Randolph

The Sheriff of S[t] Marys County called in & hath Committed into his Custody the Body of Sir Thomas Lawrence with his mittimus in Writing as follows (viz[t])

By his Excellency the Gov[r] & Councill &c[a]

Maryland ss

Whereas it hath sufficiently appeared and been made manifest to this Board that Sir Thomas Lawrence Baronet is Guilty of several high crimes & misdemeanors by him done & committed & wherewith he stands charged in the misfeazance of his Office the breach of his Oath & the trust reposed in him the open violation of the known Laws & Statutes of England the betraying of their Majestyts Interest and Soveraign Authority here legally Established associating & confederating with Countenancing aiding & cherishing & abetting their open & professed as well as private and Secret Enemies contrary to the Peace of our Sovereign Lord & Lady the King & Queen their Crowne & Dignity and tending to the disturbance of their Majestys good Subjects the Inhabitants of this Province and to divert them from their due and natural Love & Affections, true faith & allegiance to their said Majestys & also to deceive & defraud them of their Iust rights & Properties.

These are therefore in their Majestys Names to will & require as also to charge & command you Rob[t] Mason Gent high Seriff of S[t] Marys County or your Deputy forthwith to apprehend & take into your Custody the Body of s[d] S[r] Thomas
p 182 Lawrence if he shall be found in your Bailywick and him safe keep so as to have & Convey him with all expedition to the Sheriff of Charles County to whom (together with this precept) you are to deliver him (and who is hereby straightly Charged & Commanded to receive and take him into his Care & Charge & him in safe secure & Close Custody keep without Bail or Mainprize until he shall be thence delivered, or otherwise disposed of by Order of this Board whereof let there be no fail at Perill & for so doing this shall be a Sufficient warrant dated at the Councill Board the 8[th] day of April Anno Domini 1693 in the Fifth Year of the Reign of our Sovereign Lord and Lady King William & Queen Mary &c[a]

Sign'd p Order

J LL Cl Councill

It is Commanded the Sheriff that he search S^r^ Thomas's Liber K.
Pocketts for what Papers he can find and also a warrant directed to Major Ninion Beal M^r^ William Bladen & W^m^ Nutthead requiring & Empowring them to search his own Lodging Room & Closet for what Papers they can find there and the same to seize & seal up in a Bag & bring them forthwith to his Excellency the Gov^r^ for Perusuall

The Sheriff having accordingly searched S^r^ Thomas's Pockets produced several Letters and among the Rest a Letter from M^r^ Randolph & a paper of memorialls w^ch^ being read were lodged in the Clerks Hands and Ordered to be kept by him M^r^ Randolphs Letter is as followeth (viz^t^)

From a Board the Ship Barbadoes Merch^t^
April the 7^th^ 1693

S^r^

It was the 4^th^ Instant before yours of the 14^th^ of Ianuary Came to my hands were you were pleased to direct your Letter to be left for me for which I am very much obliged to you the Governors treating S^r^ Thomas Lawrence & curtailing p. 183
him in his rights makes me no ways question what you write in reference to my self but I value nothing knowing well the Bottom of the design but I expect Letters from England which will end all disputes having fully represented the State of the whole proceedings of the Government with every thing relating to the Practises of the Collectors I will not undertake to do my Duty in your Province further then I can be supported as to Clarks saying I wrote or drolled upon the Gov^rs^ speech, I think I sent no such thing to my friends at home they better know the Governors Circumstances then I can pretend to I never failed upon all occasions to write to our Friend M^r^ Glanvile and gave him a particular acco^t^ of your ill treatm^t^ I am now upon an Information from the Commissioners of the Customs crossing the Bay to Delaware & expect upon my return my Letters from England then shall have little more to do than to wait upon the Gov^r^ and his Idol Blakiston send me a Letter under your Cover to M^r^ Layfields how affairs go at Present in your parts it is probable Burnets Case may admit of a new hearing in England if not I intend to charge them their Maj^stys^ third Part not according to the most Partial Appraisment but to the full of what the Goods upon an honest rate might be reasonably worth, S^r^ I wish you all happiness with a Succesful Answer to all your Iust Complaints but what can be expected of Iustice to a Subject from those who have no regard to their Majestys Interest I expect your Letters at my Return to M^r^ Layfields and am

S^r^ Your humble Serv^t^
E Randolph

Liber K. The bearer is an honest man & will inform you the State of England as it was when he sailed. I know the Governor & Blakiston too well to trust them

To the honble S^r^ Thomas Lawrence

p. 184 Their Majestys Secry of Maryland

at S^t^ Marys

p Captain Sharpless

M^r^ William Taylard is Ordered & Empowred to proceed & Officiate in the Secrys Office as formerly according to the Power & Authority given him by Sir Thomas

It is likewise ordered and commanded him not to receive or admit into the Office the Iournal of the Assembly privately Conveyed into his chamber

To his Exc^llcy^ the Gov^r^ & his honble Councill

The humble Petition of William Taylard

humbly Sheweth

That by Virtue of an Assignment hereto annexed there is due to your Petitioner warrants for 1000 Acres of Land for which caution has been paid Your Petitioner therefore humbly prays that the same may be renewed to him

And your Petitioner shall ever pray

The Petition granted & Ordered that warrants issue out of the Land Office for 1000 Acres of Land to the Petitioner being due to him by Assignment from Edw^d^ Boothby of war^ts^ for the same quantity formerly granted him upon Conditions of Plantation and the caution for the same paid.

Coll Nicholas Greenberry humbly moves the Board that hav^g^ out in the hands of Coll^o^ Henry Darnall his Ldshp the Lord Baltemores Agent two Bonds wherein he became bound for the Ship Philip of New York and against which he hath procured a Certificate from the Custom house Office in England of her Discharge &c^a^ according to Law he prays an Order of this Board requiring the said Coll^o^ Darnall to accept of the s^d^ Certificate and deliver him up the said Bonds or Cause the said Certificate to be endorsed on the back of the Bonds

p. 185 Ordered that the said Coll Henry Darnall do forthw^th^ deliver the said Bonds to his Excellency the Gov^r^ and likewise fur^hr^ Ordered that both he and Major Nicholas Sewall do with all Expedition deliver to his Excellency all Bonds by them or either of them heretofore taken for the King & yet in their hands to remain with his Excellency for their Majestys use

By his Excellency the Gov^r & Councill Liber K.
Maryland ss

Whereas it is credibly informed that Coll Peter Sayer of Talbot County hath lately uttered & divulged divers false scandalous mutinous & seditious speeches and reports of and concerning this their Majestys Government and hath & doth also combine conspire & confederate with other their Majestys Enemies in this Province to the betraying of the Government thereof, here by their Royal Authority lawfully established the Bespattering Reviling abusing affronting & scandalously Reflecting upon the same endeavouring thereby to divert & alienate others their Majestys good and loyal Subjects from their due and natural Love & Affection faith & allegiance to their s^d Majestys and this their Government contrary to the Peace & the Laws in such case made & Provided and whereas also one Thomas Smith a Romish Preist of the same wicked & evil mind & Principles coming from Cannida under the Dominion of the French King into this Province in the nature of a Spy and for such other trayterous and treasonable designs intents and purposes as is & may be reasonably suspected from him or any other Person un^dr his circumstances is and hath been for some considerable time privately Lodged harboured & entertained by the said Sayer in his house

These are therefore in their Majestys names to will & require as also to strictly Charge and Command you Captain Iohn Davis William Asquith and William Bladon Gent or any or either of you forthwith to apprehend seize & take into your care & charge the Bodys of the said Peter Sayer & Tho^s p. 186
Smith or either of them wheresoever to be found, and him or them in your Custody safe keep so as to have them before his Excellency the Governor at the City of S^t Marys with all possible & convenient speed and you, or any or either of you as aforesaid are hereby also authorised and empowred willed & required to search for in the private closet or any part of the said House of the said Sayer all mutinous seditious trayterous or treasonable papers writings or pamphletts any ways tending or Relating to the Betraying of their Majestys Service & Interest, or otherwise Contriving Conspiring or Confederating with any their Enemies in opposition thereunto or of this their Governm^t also to unlock and break open and search all Chests trunks Cabinets tables doors or other private & Suspected places (where the keys shall be denyed or refused you) for all such papers &c^a as aforesaid & the same when & wheresoever found forthwith to seize & take into your Custody and them safely and securely keep & put into a Bag by you to be fast and close sealed up & Brought forthwith to his said Excellency with the Persons

Liber K. aforesaid And it is further hereby straightly charged & commanded all & singular their Majestys Officers civill & Military and others the good People the Inhabitants of this province that they be aiding & Assisting to you to the best of their Skill and Power in the due and full Execution & Performance hereof as they will answer the contrary at their Perill Dated at Councill Board the 8th day of April Anno Dom 1693 in the fifth Year of the Reign of our Soveraign Lord & Lady King William & Queen Mary &c[a]

Signed p Order
J LL Cl Councill

The foregoing warr[t] was afterwards ordered to be directed
To Samuel Withers Gent high Sheriff of Talbot County and M[r] William Aisquith of S[t] Marys County Gent & M[r] Philip Lynes of the same County or either or any of them
These

p. 187 Was produced and read the following Deposition of Cap[t] Henry Smith viz[t]

The Deposition of Cap[t] Henry Smith of Somersett County aged 58 Years or thereabouts

The Deponent upon Oath saith that in the Month of Iune last, Rob[t] Goss Master of the Ship Marygold of Bellfast being asked by this Depon[t] what composition he had made with M[r] Randolph the Surveyor Gen[ll] for the Navigation Bond of one Thousand Pounds Sterl by him and M[r] Philip Shapleigh his Security passed for the Brigantine whereof he was Master the last Voyage he replied he had given the said Randolph Bond for Fifty Pounds Sterl payable to him his Ex[s] Administrators or Assigns the Depo[t] further asked him if their Majestys Names were not Mentioned or Concerned in the said Bond and he replied no there were not so much as named and further this Deponent saith not Hen Smith
Iurat 24 die Decembris 1692
coram me
L: Copley

Ordered that warrant be directed from this Board to Capt Iohn Davis of Talbot County to apprehend and seize the said M[r] Randolph if he shall come into those Parts and to bring him down to his Excellency at S[t] Marys with all Convenient speed &c[a] which warrant accordingly issued as follows (viz[t])

By his Exᶜˡˡᶜʸ the Govʳ & Councill &cᵃ Liber K.
Maryland ss

You are hereby in their Majestys names charged & commanded to apprehend seize & take into your Care & charge the Body of Edwᵈ Randolph Esqʳ whensoever & wheresoever you shall find him being charged & accused of several false mutinous & seditious Scurrilous speeches & reports treasonable & rebellous practices conspiracies & Contrivances against p. 188
their Sacred Majˢᵗʸˢ and this their Government and him in your Custody closely safely & securely keep so as to have him before his Excellency at the City of Sᵗ Marys with all possible & convenient speed & all & Singular their Majestys Officers & Majistrates Military & Civill & others the Inhabitants of & in this Province are hereby also willed & required to aid & assist you to the utmost of their Strength Skill & Power in the due and true Execution and Performance hereof as they will answer the Contrary at their Peril, Hereof fail not & for so doing this shall be your warrᵗ Dated at Councill Board the 8ᵗʰ day of April Anno Dom 1693 In the 5ᵗʰ Year of the Reign of our Sovereign Lord & Lady King William & Queen Mary &cᵃ

Signed ꝑ Order
J LL Cl Councill

To Captain Iohn Davis of Talbot County recommended to be executed or have the same done

These

Ordered that the whole State of the Case of Sʳ Thomas Lawrence Esqʳ Randolph &cᵃ be represented home to the right honble the Lords of the Committee of Trade & plantations by a Letter from this Board

Mʳ William Taylard produced and was read to the Board the following Agreemᵗ between Sʳ Thomas Lawrence & him being a Copy thereof under Sʳ Thomas's own hand writing & by him as such attested vizᵗ

Sᵗ Marys Maryld Novʳ the 30ᵗʰ 1692

Memd

That on the day of the date abovementioned it was & is agreed between Sʳ Thoˢ Lawrence Baronet Secry of the Province of Maryld & Mʳ Wᵐ Taylard his Clk of the Provincial Court in manner & form following vizᵗ

That William Taylard having received and been by Order of Councill appointed to Receive all the Fees ꝑquisits & p. 189
profitts of the Office of the Provincial Court from the 5ᵗʰ of September 1691 being the date of Sir Thomas's Letters

Liber K. Pattents) to the 16th of September 1692 when Sir Thomas arrived at St Marys shall at his leisure time make out & give to Sir Thomas a true acct of all the said Fees & Profits arising during the said time

That the said William Taylard do forthwith issue out to the ten Sheriffs of this Province a true List of all Fees accruing to Sir Thomas from the 16th of September last to the day of the date of these Presents both of the Provincial Court & Land Office recording extrordinary Fees excepted for the use of Sr Thomas Lawrence

That the said Mr Taylard shall prepare Sufficient Security to pay to Sr Thomas the Sum of Fourscore & ten thousand pounds of good Sound Merchantable Leaf Tobacco in Cask to be paid to Sir Thomas or his Assigns at or by the 30th of November 1693 free from all Charge & deduction whatsoever

That in Consideration of such security for such Payment the said Sr Thomas shall grant & signe to the said Willm Taylard a good & sufficient deputation to act as his Clerk of the Provincial Court for the Year ensuing the date of these Presents & to receive to himself all Lawful Fees Profits & Advantages arising & due from this present day to the 30th of Novr 1693 both of Law & Equity and to dispose of the said Profitts to his own proper use & Behoof

And lastly that for perfecting the Record of the last Provincl Court he the said Sir Thomas should allow to the said Willm Taylard at the Years end so much as any two indifferent persons chosen by them shall Iudge the said Mr Taylard shall have deserved in witness whereof we have the day above written interchangeably set our hands & Seal

Witness
Tho: Grunwin

Tho Lawrence
Wm Taylard

p. 190 This is a true Copy of the
Originall by me
Tho Lawrence
March the 22d 1692

At the humble motion & request of Robt Grundy of Talbot County Ordered that warrant issue & be Granted him out of the Land Office for 500 Acres of Land due to him by Renewment of a warrant for the same Quantity granted him by order of this Board the 26th of October last

In like manner warrant for 100 Acres of Land granted to Samuel Warner of Calvert County due to him by renewmt of the remainder of a warrant for 225 Acres granted the sd Samuel the 19th day of May 1680 & endorsed vizt One Hundred & Twenty five acres of this warrant laid out by me Ninion Beal D: Surveyor

Upon the humble Petition of Iohn Edmonson of Talbot County setting forth that whereas he had Survey'd & laid out for him the 17th day of Iuly Anno 1664 a tract of Land called Edmonds Fresh Runn lying on the North Side of Choptank River in the County aforesaid for 400 Acres more or less and Complaining that some Persons do incroach & intrench upon the same to his great damage & detrimt & therefore he humbly prays an order of this Board for special warrant to resurvey the said Land according to the true antient meetes and Bounds thereof and it was granted him & Ordered that special warrant issue forth accordingly from the Land Office for the Resurvey of the said tract according to the true ancient meetes and Bounds thereof not running within the Lines of any other Land formerly surveyed or Reserved for his Ldshp the Lord Baltemores use. the Certificate & platt returnable to this Board with all Convenient speed Liber K.

In like manner as before at the humble petition & supplication of Iohn Clements & for the same reason as before Ordered that special warrant be granted & issue forth of the Land Office for the Resurvey of a Tract of Land Called Ratchliff containing 320 Acres lying in the Freshes of Great Choptank River in Talbot County formerly surveyed & laid out for Andrew Skinner of the same County the first day of March Anno Dom 1663 but since by severall meane Assignments vested & setled in the said Iohn Clements (certificate & platt returnable to this Board with all Convenient speed p. 191

Upon a Petition preferred by Elias Nutwell of Talbot County setting forth that whereas he had Surveyed & laid out for him the ninth day of October 1687 a tract of Land for 300 Acres called Nutwells Choice lying in the aforesaid County on the east Side of back Wye betwixt the Land of Robt King Wm Coursey and Irisham Thomas and whereas there is & likely to arise some dispute between him the said Nutwell & the other three Persons mentioned concerning the meetes & Bounds of their respective Lands wherefore the better to ascertain the meetes & Bounds of his the said Nutwells Land he hath humbly prayed & it is granted unto him an order of this Board for special warrant to issue forth of the Land Office for the Resurvey of the said Nutwells Land Called Nutwells Choice according to the true antient meetes & bounds thereof not Running within the Lines of any former or more antient Survey or Land reserved for his Ldshp the Ld Baltemores use

Cer retur together with a fair plat to this Board with all Convenient speed

Liber K.

At a Councill held at the City of S$^{t}$
Marys the 11$^{th}$ day of April Anno Dom
1693

Present
His Excellency the Governor

p. 192 the honble { Coll$^{o}$ Ne$^{a}$ Blakiston, Coll$^{o}$ Nich Greenberry, Coll$^{o}$ David Browne, Capt Iohn Addison, Capt Iohn Courts }

His Excellency was pleased to Communicate to the Board & ordered to be read the following Letter from M$^{r}$ Carroll viz$^{t}$

April the 10$^{th}$ 1693

May it please your Ex$^{cllcy}$

I have been now above this Fortnight in the Sheriffs custody by your Excellencys Commitment & do Beleive your more weighty Concerns have hindered hitherto my Examination upon the crimes laid to my Charge but the great detriment which my present Confinement brings not only upon my self but likewise the Orphans whose Concerns I have in charge forces me to give your Ex$^{cllcy}$ this trouble most humbly desiring that you will please to direct M$^{r}$ Mason to take Bayle for me under such Circumstances as your Excellency shall think most Convenient & whenever your Excellency shall please to Call me before you I do not in the least question, but that the matters laid to my Charge will not appear of so high a nature as they are present rendred to your Excellency I humbly beg your Exc$^{llcys}$ Answer by M$^{r}$ Mason to

Your Excellencys most humble Serv$^{t}$
Char Carroll

To his Excellency
Lionel Copley Esq$^{r}$ Captain
General & Gov$^{r}$ of Maryland
These

Ordered to be read Iohn LLewellins Deposition produced and read here the eigth instant which was accordingly done a$^{gn}$ at this time and urged as a motive of Continuing his confinement together with severall other matters alledged against him as of his ridiculing the Government & Contriving what in
p. 193 him Lyes to seduce & draw in others so to do ꝑticularly S$^{r}$ Thomas Lawrence in making protest most scandalously against Governor & Councill & his Contempt to Government against their Majestys Interest & designs proposed & demanded by his Excellency the opinion & advice of the Board whether to set the said Carrol to Bayle thereby giving him further opportunity of doing mischief or Confine him till further orders

Whereupon as well for the reasons aforesaid & for that the said Carrol hath already made a Breach of some Bonds by him passed for the good Behaviour &c[a] saying he valued not Bonds for that for a small matter he could procure a Noli prosequi out of England & that for a pottle of Cyder or some such inconsiderable value he would clear M[r] Batson his fellow Bondsman for a person accused for a most notorious Felon it seem[g] also to the Board at this time that through the instigation of the said Carroll & such like Persons as himself a Generall defection througout the Province is threatned and likely to grow if not timely prevented to a greater heighth It is advised resolved & Ordered that the said Carroll be closely Confined till further order from this Board Liber K.

Was then produced & ordered to be read to the Board a Copy of a Letter from Sir Thomas Lawrence to the Lord Nottingham as follows (viz[t])

March 20[th] Mund: 92

My Lord

If in liew of transmitting to your Lordship Acts of Government here & publick orders pursuant to my Instructions overruled all by his Excellency in Council Oct[r] last the 14[th] I am forced only to send my humble Complaints, if instead of Copys of the Iournals of the Councill which always here were in the Secrys custody at least at his command I only have in answer to offer to your Lordship this Letter from the Clerk of the Councill I hope it will in great Part be my Excuse if not my Iustification your Lordship will see by it in what Capacity I have been ever since I came hither either of Performing his Majestys Commands or even of making my defence in what I may be accused of the Clerk hath Constantly denied me the Peruseall of those Books whereby I am utterly debarred of looking into the nature of my Office from records & presidents or of knowing how any order is worded which relates to any Complaint made against me a thing never denyed to any in Common right & Iustice on Thursday March 9[th] M[r] Denton who of Clerk of the Assembly I had made Clerk of S[t] Marys County was in Councill accused to me by the Gov[r] for expostulating with Coll Blakiston Collector of Potomock too freely about this City Priviledges, & for not suffering his Deputy Clerk just then going with him to keep the County Court to obey the said Coll[s] pretended warrant never shewn tho demanded for which also he had by his Excellency been before bound over in 200 £ to his good Behaviour, & to answer at the next Provincial Court yet in the Interim was I demanded without hearing the man to turn him out of his employm[t] this because I excused my self from doing till the p. 194

Liber K. cause be heard I was declared a supporter of one that was said to Deny the Kings Authority of this order by Letter I demanded a Copy of the Clerk of the Councill to which I could obtain nothing but this answer which was not till after he had been with the Governor—humbly begging your Ldshps pardon for Interrupting your more important Affairs with such impertinency having no other Evidence to produce thⁿ thᵗ beside my Bare assertion in my Defence for the same reason not being able to see or give accoᵗ of this Clerks Commission for publick Notary always a branch of the Office & communicable to the Secretary (et tale et Semper) nor of
p. 195 Collᵒ Blakistons Commission for Chancellor nor of any other Records of that Office, In fine my Lord the sending the imperfect minutes taken in October against me & the order of Councill of the 17th of August last the only order I could ever get by which half the Fees of the Provincial Court where taken from me expressly contrary to an Act of Assembly, are I suppose the Reason why I may not see some other orders perhaps of the like nature, but I submit all to your Lordships Determination & his Majestys pleasure for whose long & happy Reign with Increase of perpetual Successes & Felicity promoted by your Lordships most prudent Administration none can pray more heartily then does

Councill March 9th

March the 17th 1692

May it please your Honour

I have considered your demands & find my self Obliged not to give out any Copys of the Councill Book, without order from the Govr or Govr & Councill therefore at present must beg your Pardon in that point, I am likewise obliged to put your Honour in mind of the order of Councill & your promise to give me a copy of the Agreement between you & William Taylard which please to send by the Bearer to

Your Honours most humble Servant

J LLewellin

Resolved & Ordered that the Contents of the foregoing Letter of Sr Thomas Lawrence be duly considered & the false scandalous reflections therein expressed fully & clearly represented home to the right Honble the Lords of the Committee of trade & Plantations, Ordered also that the minutes of the Councill taken in October last & by Sir Thomas mentioned in his above be produced perused & Examined to proove the
p. 196 falsity of those Suggestions A Letter to the same purpose to be writ to the Lords of the Committee of Trade & Plantations representing Sr Thomas's Behaviour & rude Deportment

against the Government & to Inclose to them the 13 Articles of Charge against him Drawn up certifying the approbation & Satisfaction of the Councill as to the Proof thereof & their Prospect of a further Discovery yet to be made of such his Practices, & confederacy with others of their Majestys Enemies alike qualified & affected. to send also Duplicates of former Lett^r against S^r Thomas & M^r Randolph; likewise Copy of the Proceedings upon Tryall of the Ship Margarett, Letter to be writ to M^r Paggen giving him also the whole Acco^t of the Premises with a Copy of the aforesaid Articles of Charge against S^r Thomas & recommending the same to his conduct and management Liber K.

produced & read the foll^o Depositions of M^r Vansweeringen & M^r Turbevile (viz^t)

The Deposition of Garret Vansweeringen of the City of S^t Mary Gent aged Fifty Seven Years or thereabouts as follows (viz^t)

The Deponent upon oath examined saith that on or about the Twelfth day of March last riding upon the road in Company with his Wife & M^r Gilbert Turbevile the said Turbevile asked him what news to which the Deponent replied that there was some Reports from Virginia (which he received from M^r Fitzhughs and Coll^o Digges) that King Iames had another Son born by his Queen in France and Invited over thither several of the Lords with a safe Conduct to see the Queen brought to Bed upon which some did go over & saw a Son Born who was Created Duke of Gloster & the said Fitzhugh said to this Deponent he wondred what they would p. 197 have now to say against the Legitimacy of this Prince for that the matter was now apparent enough, all which (Coll Digges com^g afterwards to S^t Marys) affirmed, and further added that King Iames had sent over Proclamations into England in print which were publickly dispersed up & down & every where to be seen therein declaring a Generall Free Pardon to all not excepting Doctor Burnet, but only the Bishop of London, & (to the Deponents best remembrance) the Lord President & further the Deponent told the said Turbivile (as he had heard it related from said Fitzhugh & Coll Digges) that all things to that end were agreed on between King Iames & his Friends in England wherein amongst other things it was Concluded on that there should no Iesuits remain in England, but that the King might exercise his Religion without molestation that severall of quality & in Power both in England & in this Country did attend & wait the motion of King Iames^s Landing in England whereupon the Deponent questioned whom they might be supposing it might be such

Liber K. as would not take the Oaths tho' they were Protestants to which it was answered him, that unknown there were a great many such in England that after the French Fleet was beaten and the Plot or Design was discovered and did not take Effect there were several thous[d] of Horses found in England accoutred for war, but no Body durst own them & as for those Persons in the Countrey being Protestants and Refusers of the oath they were many in Virginia, the Deponent further upon his oath saith that the said Coll Digges told him that last Year to the best of this Depon[ts] Remembrance) one Capt Purvis should say that he expected an Alteration before he got home and that this & the like Discourses was very publickly talked on in Virginia & in England without any notice taken thereof & that S[r] Edmond Andros himself Governor of Virginia did in ꝑticular freely & openly talk of the same among his Councill
p. 198 who also did the same without the least notice taken that Sir Edmond shewed him the said Digges the Proclamations which he brought out of England with him & had delivered abroad several Copys thereof, some as the Deponent thinks to some in this Countrey whereupon Madam Digges did say that S[r] Edmond came over upon the Acco[t] of Continuing Governor for King Iames after the alteration that was expected, And the Deponent further saith not

G Vsweeringen

Iurat ꝑ mo Die Aprills Anno
Dom 1693 Coram me
J LLewellin

The Deposition of Gilbert Turbevile of S[t] Marys County Gent aged Five or Six & Fourty Years or thereabouts as follows (viz[t])

The Deponent upon Oath taken on the holy Evangelist saith that on or about the 12[th] day of this Instant March having been at Church & going home with M[r] Garret Vansweeringen & M[r] Iohn Evans between S[t] Inigos & M[r] Pattisons Plantation, the said Vansweeringen begun a discourse saying there were two Dukes of Gloster, the one was Prince George's Son adopted in England the other King Iames' Son Born in France & that the French King had sent a safe conduct into England for the Nobles to Come over into France & see the birth of the Prince & that the Queens Body was exposed to the View of several of the Nobles & two Bishops at the time of her Delivery who did see the Child Born into the World that there were Articles of Agreement between the Kingdom of England & King Iames publickly up & down in Print everywhere in England in every Boys hands & a General Pardon for all excepting some few Particular men

Doctor Burnet particularly named in the Pardon, & the Bishop of London exempted out of the Pardon & no Iesuit to be in England, Protestant Religion to flourish and all other Orders except the Iesuits to have Liberty of Conscience in Engl[d] that severall in England offered publickly to lay Wagers that King Iames would be there in two Months, when being checked by others for so saying they would confidently stand up & say I am the Man that said it do what you will, & further the said Vansweeringen said that they were all Routed meaning (as this Deponent conceives) the Confederate Forces, & would nôt be able to face the French again the Lord knows when all which Intelligence the said Vansweeringen affirmed he had from Protestants & some that were now of the chief in Power here, and that there were those now in Power here who waited but for an opportunity to hear that King Iames was safe in England & then they would be for him and further this Deponent saith not nor doth at Present remember Liber K. p. 199

Iurat 29° Die Marti 1693 Gill Turbevile
coram me
L Copley

The Deponent further calling to mind saith that the said Garret Vansweeringen did say he had an Inkling of all before from M[r] Fitzhugh, but now since he hath heard it from Protestants & those of the chief in power here that he Could say much more which was not fit to be spoken

Gill Turbevile

Iurat ut ante
L. Copley

His Excellency the Gov[r] produced & ordered to be read & communicated to the Board these following Letters from New York (viz[t])

May it please your Excellency

We were alarmed on Sunday Night & Yesterday morning with the news of a party of French & Indians consisting of 350 French and 200 Indians come over the Lakes by the Ice they have attacqued the two nearest Castles of the Maquaes & by our last advice were possessed of them Thursday last his Excellency with a detachment of 150 out of the City Regiment besides Officers & Volunteers did Embark Yesterday 3 a Clock afternoon & Detachments from the next adjacent Counties follow to day, we are of opinion that this design is to force a peace with our Indians how pernicious this may be to your Province as well as ours & their Majestys Interest in Generall Your Exc[llcy] knows. p. 200

Liber K. We thought good to give your Excellency timely notice thereof, that your Excellency may consider to do what you conceive your duty on such occasion, the charge of this present Expedition cannot as yet be Computed but must Certainly be greater then this small Province can well afford, we hope if you Cannot at present supply us with men at your distance You will be ready to Contribute to the charge Wee are

Your Excellencys affect friends & Servts

for their Majestys Service
To Lionel Copley Esqr Captn Genl & Govr in chief of Maryld

Frederick Philips
Chr Brooke
G Mumnell
S V Cortland

These

Fort Wm Henry the 11th of March 1692

Sr

This comes to give your Excellency an accot of the small victory over that party of French and Indians that lately Invaded our Maquaes Countrey, they had taken & destroyed the three Maquaes Castles most of their Men & all their Women & Children Prisoners ere our forces could Come up for their relief

On the 8th of February the Alarm was given at Albany the
p. 201 13th about 4 a Clock afternoon Major Schuyler Marched from Schennectada with 250 Men 14th was within 8 Miles of the Enemy on their way home 15th about Noon Major Schuyler was Ioyned by 290 of our upper Indians 16th Came up With the Enemys place of rest the night preceeding & was advised the Enemy had fortified themselves within Two Miles on the head of a rising peice of Ground wherein they had dug Square Pitts about 4 or 5 ft depth this day Arnout the Interpreters Son run over from the Enemy gave their Number to be 700 the 17th came in sight of their fort about 8 a Clock in the morning our Indians immediately went about Fortifying within 300 Paces of the Enemy being Covered by our Christians the French Sallyed out upon them & our Christians posted in the way gave them such a Blow as made them return into their Fort & so a 2d & 3d time after which they made preparations for Flight, the night following being cold Snowy Weather which they Effected, our Indians & they did threaten one another concerning the Prisoners which had this Effect, Our Indians refused to Fire upon the French & they gave the Prisoners their Liberty who are all returned the want of Provisions did stop the persuit till next Day & coming up with the River Side found the enemy had got over by a Large Cake of Ice fast in the narrow place of the River

which was open above and below, we lost in the Skirmish Liber K.
4 Christians 4 Indians & 14 Wounded, the Enemy lost 34
among whom 3 Officers & 2 Indian Leaders they had buried
the Officers in their Fort but our Indians found them out Dug
them up & with other Corps of the Enemy most Barbarously
Roasted & eat 27 The Enemy have 27 wounded of which
they carry 13 as the prisoners report, J am informed the
Enemy brought out a greater force, & th[t] 200 did turn back
not being able to endure the Fatigue they brought out 90
Dogs loaden with Provisions which were all Consumed & p. 202
the Dogs to 20 they dropt in their Flight two of the
wounded who were found by an Old Tree with a Little Meal
& Water in a dish given over for Dead

On Tuesday the 14[th] In the morning received Maj[r] Ignolsbys
Letter from Albany about 4 aClock afternoon the tide
serving I embarqued with 150 Men out the City Regiment
ordered 150 More to follow with all expedition from the
nearest County with suitable Provisions which was performed
accordingly & on friday the 17[th] the same day Maj[r] Schuyler
was engaged with the Enemy I arrived at Schennectida
I sent out all the Forces with provisions so soon as they
Came up reserving only those few that had been in Garrison
there formerly but the Business happened to be over, some of
the County detatchments got no farther than Albany When
our Forces returned I sent for the Indians & gave them
encouragement having ordered a place of Settlement & pro-
visions to Sustain the Maquaes Nation in their exptremity
they appeared to be very well Satisfied to see that I had Come
with such Force in so short a time for their Releif & have
given a new name Interpreted great swift Arrow, I am to
visit them again this Summer at Albany & there will be need
of Large Presents which with the charge of the late Expedi-
tion & a Stone Fort to be built this Summer at Albany will
exceedingly inflame our Reckon[g] It is most unreasonable to
expect that this small Province can hold it out we have 300
Men in pay this Winter besides the two Companys of Gran-
adires I hope your Exc[llcy] will Consider how nearly your
Province is concerned in our Frontires & Indians & how
much it is for their Majestys Interest they be supported &
maintained since Coll Hamiltons Arrival the Ierseys have
contributed 400 £ to our assistance in the War, our Neigh-
bours of Connetticott & Delaware nothing, the troublesome
duty of being detatched is become so Grievous to our people p. 203
as the heavy Taxes w[ch] hath drained our Countrey of the
greatest Part of our Young men who remove into other Col-
lonies for ease I leave our Condition to your Excellency to

Liber K. recommend those things to your Councill & Assembly for their Assistance against the Common Enemy & remain

S^r^

To his Excellency Coll^o^ Lionel Copley Captain Gen^l^ & Gov^r^ of Maryland

Your Excellencys most humble Serv^t^ Ben Fletcher

Ordered that a Letter in Answer be writ to the Gov^r^ of New York signifying the receipt of his & the Councills Letters both w^ch^ have been Communicated to the Councill here who are of opinion very Inclinable to Contribute to their Assistance as any of our Neighbours & will in order thereunto Represent the same to the Assembly (which is to meet the 20^th^ May next) with as much Zeal & Earnestness as possibly may be congratulating also their happy Success in the defeat lately given the Enemy & to render thanks to his Excellency the Gov^r^ for his kind advice thereof

Ordered also that a Letter be Writt to the Governor of Virginia giving him some advice of the Premises as also in Relation to the strange Indians at the head of the Bay & how far hath been proceeded therein, & to inclose to him M^r^ Vansweeringens & Turbeviles Depositions produced here this day with the remarks of this Board thereon

A Letter to be prepared & drawn up for the Right Honble the Lords of the Treasury concerning M^r^ Fitzhugh of Virginia setting forth that he being the Kings Officer & Collector in that Collony came over into this Province to plead in the Behalf of a false Trader against the King which being notwithstanding after some debate admitted & allowed of he refused to take
p. 204 the Oath tendred him as in such cases is Usual & to inclose in said Letter Copy of a Letter from M^r^ Cha Carrol of the 15^th^ Ianuary last to Coll^o^ Blakiston the Kings Collector here offering thereby to Corrupt him in his Office as did likewise the said Fitzhugh himself by word of mouth as hath been affirmed to this Board

Duplicate or Copy of the aforesaid Letter to the Comm̄srs of the Customs to be also directed

Ordered that Mandamus issue forth of their Majestys high Court of Chancery on their Majestys Behalf to Enquire of the real & Personal Estate of Iohn Woodcock lately Executed for the murder of M^r^ Iohn Payne their Majestys Collector of Pottuxen district

The Personall Estate of the said Iohn Woodcock supposed to be in the hands & Possession of Thomas Courtney of S^t^ Marys County

The like Mandamus to issue for the Estate of one Iarvis Winterbottom of Ann Arundell County who is returned to be

lately killed by a fall from of his Horse & said to dye without Heir Liber K.

Directions to be sent to the Emperor of Pascattoway & other Indian Kings our Friends & concerning their Limits assigned them beyond which they may not Travail

Upon Motion made touching the Duty & Business of the Rangers appointed upon the Frontiers

Ordered that upon any Discovery of any Foreign Indians, they endeavour by all means to speak with them & Enquire of them their Nation Business &c[a] & give speedy advice thereof by all opportunitys

Robert Drury of Caecil County called in & Examined touching his Deposition taken before M[r] Charles Iames & another p. 205
before Coll Herman which in some Particulars seem to Differ & contradict each other, he alledges that the one was taken before he saw the Frenchman & then he did only fancy or suppose he might be Mons[r] Casteene according to description, but the other was taken after sight of him & he knew him not to be Casteene whom he knows very well that he had been Informed from a New England man named Thompson that this French man is named or Called Martin Shortive a Mate or Associate with the said Casteene further he sayeth that the Indian Woman he saw & did mention in his Deposition is to the best of his knowledge Mons[r] Casteenes Wife, & a French Minister in Cecil County told him so, & likewise he further saith that Coll[o] Herman Informed him that the said Minister told him that those Indians were Southern Indians, that he had discoursed them & knew them to be such that the s[d] Frenchman did formerly live at a place called Asopris between Albany & Cannida & does verily believe him by his Behaviour & Fickleness in Shifting & removing his Quarters &c[a] to be a Feather of the same Bird with those Indians

Coll[o] Casparus Herman & Iacob Young Examined do Say that the Susquhannoh Indians now brought down declares that he knows those other Indians at the head of the Bay to Come from the Southward & are called the Stabbernowles & that Generally all the Indians in their parts know them to be the same

The Frenchman & the Indians are called in (viz[t]) one Susquehannoh & another a King of the Southern Indians

Interp: Demand of the Susquehannoh Indians how long the French man hath been among them

Susq Ind: he says that when those Strange Indians went away from the Twitteway Indians to the Northward, then this Frenchman came to them, that they were two Years Travel- p. 206
ling towards the Southward before they found a Convenient Place of Sitting down & there they Lived three Years, The

Liber K. Sinniquo Woman told him the said Indian that this Frenchman about Five Years since run away from the Twittawees to these Southern Indians

Interp: Says that the Susquehannoh Indians being reduced to a small number & as it were newly grown up they desire the Favour of the Gov[r] and Councill that they may have liberty to Come & settle upon their own Land at the Susquehannoh Fort & to be taken & treated as Friends & have Liberty of Coming among us freely without molestation

Ans[r] That their Fort as they call it falling within the Limits of another Government as Pensilvania, this Governm[t] can take no cognizance thereof, & if as they pretend they are in League with the Mohaukes our Friends we shall not disturb them so long as they are quiet & peacable

They are Ordered to withdraw, & the Board proceeds to Consider of the matter

Coll Herman called in & is given to understand that the Board having well & deliberately considered the matter in Hand are of opinion & do say that to make or resolve upon a certain Settlement for these Indians or to remove or drive them off at Present may not be Convenient but will Refer the Same to the Body of the Province when they meet in a General Assembly in May next, & in the mean time they may Rest where they are quietly & peacably so long as they shall behave themselves so.

And as for the Susquehannoh Indians they may Continue at their Fort, & if they are Inclined to enter into a League with us there may some of their great men come down to confirm the same & shall be kindly treated & then also they may make choice of some great man to preside over them as Civility formerly did & as they now desire

p. 207 Inter: To the Susq Indian Since the Government have declared their Intentions of Peace & Friendship with the Susquehannohs, Quere what is his opinion concerning those strange Indians & what nation are they of

Susq Indian: Says there are two Parties of them one gone to the Northward design to join with the Sinniquos in their warr & these here have desire to set down among us & to be at peace they are called the Stabbernowle Indians

Int: What thinks he of the Twittatweese whether or no will they Come amongst us, again to give us any further Trouble

Ind: Yes he says he Beleives that when the Leaves come to be a Little Bigger they will Come & disturb us

Inter. Since then we have taken such Care as to build Forts for our defence, & their discovery, they may as they have said way lay them & take of them what they can, which will be of good use & service

Ind: They did intend so & will so do if they can Liber K.

Mr Iacob Young is ordered to attend this Board about the 25th Day of May next with those Indians

The said Iacob Young humbly moves the Board that having some Action depending in the Provincial Court he cannot have Convenient Leisure to inform the Indians what has passed this day concerning them as is required of him by this Board & be at the Court likewise in time which may be of great Prejudice to him

Resolved that an order be directed from this Board to the Iustices of the Provincial Court to defer the action or Cause wherein Iacob Young is Concerned till another Court that he may the Better Pursue the order of this Board in relation to the said Indians

Upon motion made p Coll° David Browne setting forth that severall of the Countrey Arms sent into Somerset County p. 208 are wanting & Concealed Ordered that præcept issue from this Board commanding and requiring all manner of persons having had the custody or keeping the said arms or any of them forthwith to deliver to produce the same & deliver them to the Chief Milatary Officer to be him Distributed & Disposed of as he shall think fit for his Majestys & the Countreys Service, & in Case any Person shall be delinquent or Fail in his Duty in this matter to be bound over to the next Provincial Court to answer &ca

Memd the Severall Letters ordered this day to be prepared & drawn up are as follows (vizt)

[To the Lords of Trade and Plantations.]

Maryland. Aprill the 11th 1693. P. R. O. Maryland B. I. Vol. 2, Bundle G.

May it please your Ldpps,

This serves for covert to the enclosed duplicate of ours of p. 22 the 21st of December last, chiefly containing matter of complaint against two of their Majesties Officers of considerable figure in this Province viz: Sir Thomas Lawrence Secretary & Edwd Randolph Esq. Surveyor General of their Majs Customs, general disturbers of the peace and quiet of the Province, We are heartily sorry we have fresh and continual occasions to make repetition thereof, their insolencies being grown to that height as to strike at the very root of Government in contempt of and opposition to their Majesties Royall authority, insoemuch that we have been necessitated at last to commit and confine Sir Thomas upon severall Articles of impeachment drawne up against him which have been sufficiently proved and plainly laid open before us to our general satisfaction and approbation as to the verity thereof, which

P. R. O. Maryland B. I. Vol. 2, Bundle G.

wee shall alsoe be able substantially to make appear and demonstrate to their Majesties and Councill (as we intend) by good and sufficient evidence testimonies and circumstances att the return of the Fleete from hence

A Coppy of the said Articles with several depositions and other papers relating thereto Wee inclosed send your Ldpps & humbly recommend the same to your Lordshipps most serious considerations, a charge wee conceive of such a nature as will justly warrant his confinement and from whence Wee thought ourselves in duty bound to commit him and alsoe wholy to dismiss him from his place from amongst us, and the Office of a Justice of the Provincial Court, as a person unworthy and indeed incapable of soe great an honor.

Wee have prospect of further discoveries of his base and treacherous actions and proceedings, confederacies and combinations with persons of popish and disaffected principles their Majesties' professed enemies and perturbers of our peace, of which Wee hope to give your Ldpps a more ample account in our next. Wee doubt not but are credibly informed that Sir Thomas has used his endeavors to represent us in the blackest colours he cann to your Lordships and to asperse and vilify the Government in the highest nature imaginable by his false, scandalous and malitious suggestions and reflections, from which imputations wee are well assured wee can easily and fairly cleare ourselves to stand right in your favours and esteem, and therefore wee humbly sollicit and beseech your Ldpps to suspend any hard censure of us at present from what he may have any waies alledged, until such time as Wee may be rightly informed of the matter, and have a convenient opportunity to vindicate ourselves and reputation from any such his aspersions of which he has been very free and prodigal, ridiculing amongst his associates almost all Acts of Government in proceeding for their Maj$^{s}$ service and interest to the due administration of Law and justice as p coppy of a protest made by him (under the assumed title of publick notary without being sworne, commission or warrant for the same) ag$^{st}$ Governor and Councill, whereof himself was a member and therein of himselfe suggesting and avering most notorious, false scandalous allegations, matters no waies conteined in the depositions or informations of the parties, protesting & complaining as per Coppy of the proceedings of a special Court of Oyer and Terminer for the tryal of a false trader. and some other papers here inclosed your Ldps may perceive. Wee shall (to give your Ldps as little trouble as may be) only nominate the other Officer M$^{r}$ Randolph, of the like evil principles, inclinations and maner of proceeding, little or no waies inferior to the former in

deceit, treachery & villany true correspondents both in iniquity. Wee have a large charge against him when wee shall have the opportunity of meeting with him, which wee have taken great care to do & thereof (when accomplished) shall more fully advise your Ldps as alsoe of all other occurrences materiall to be offered by P. R. O. Maryland B. I. Vol. 2, Bundle G.

May it please your Ldps.

Your Ldpps most humble servants

| | | |
|---|---|---|
| L. Copley | David Browne | John Courts |
| Nea: Blakiston | Thomas Tench | Tho. Brooke. |
| Nich: Greenberry | John Addison | |

Maryland April 11th 1693 Liber K.

May it please your Ldsps

Inclosed is Copy of our last to your Lordships dated the 21st of December last wherein according to our Duty as we Conceived we presumed to give your Lordships an Accot of the Insolent haughty and turbulent disposition & behaviour of your Officer Mr Edward Randolph Surveyor Genl of their Majestys Customs in these American parts which with much trouble & reluctancy we find ourselves obliged & Compelled to repeat and renew our Complaints against him to your Lordships his Demeanor now being such as is almost or altogether insufferable not to be born or endured by any civilized or well regulated Government their Majestys Service and Interest is so Little his Concern & the Oath he has taken so slightly p. 211 regarded or taken Notice of that a Sallary were bestowed on him to sitt still then appear in the Execution of his Office which is only corruptly to take Bribes of Compound with & pass by Offenders of any Nature to his own private advantage & little or nothing Redounding to their Majestys for whom it cannot be imagined that he can possibly have any great Loyalty when he confederates Combines & associates himself with none but their professed Enemies publickly drinking their healths & wishing & praying for a change & the return of King Iames to the throne endeavouring with the greatest zeal & vigour he Can to Insinuate & Infuse into all people where he comes & with whom he Converses the like wicked principles & inclinations aspersing villifying & reviling with the greatest heat & rancour imaginable the present Government rendering us of his Majestys Council Persons from whom no Iustice to be had & not to be trusted stirring up the People to an aversion & dislike of the Government & stiffling in them as much as in him lyes their true & natural Love & affection faith & obedience to their Majestys & their lawful Authority here all which & much more we are well assured we are able plainly to demonstrate to your Lordships when occasion shall

Liber K. be & hope by the next to give your Lordships ample Satisfaction in that point having laid wait to take hold of him and bring him to strict examination he is sufficiently Conscious of his own Guilt & out of pure Malice & Spleen to this Government not offering to be seen in this Province nor appear in the Execution of his Office but watches all Opportunitys of Suprizing & taking Ships or Vessels coming into or going out of this Province & carrying them into Virginia & these make his advantage to the great Damage & Injury of this Government & we have good cause to Beleive as little to their Majestys Service & Interest

We crave leave only further barely to hint to your Lordships the irregular & unseemly behaviour of one M[r] Fitzhugh an Officer also of their Majestys Customs in Virginia Deputy Collector of Pottomock who upon the Tryall of a Ship here legally Seized as a foul Trader appeared at Court as an Advocate or Attorney for the Defendant against their Maj-
p. 212 estys & being admitted (as not then Considering his Capacity upon Condition of taking the Oaths appointed by Act of Parliament to be taken by all persons in Office or Place of trust & profit, refused to take the same, & thereupon rendered himself delinquent & incapable to plead notwithstanding did privately & underhand advise Council & abett the said Defendant against their Majestys & Offered with a Certain Sum of Money to Corrupt their Majestys Collector here to desist his prosecution or make composition for the same all which we hold it our Duty to represent to your Lordships for no pticular prejudice we bear to the Persons or any other malicious or sinister end whatsoever their Majestys Service & Interest & Setting forth the truth being the only end & design therein of

May it please your Lordships

To the right Honble the Lords of their Majestys Treasury at Whitehall London humbly present

Your Ldshps most humble Serv[ts]

L: C

N B: I A:
N G: I C:
D B: T B:

Memd: amongst other papers was also Inclosed & sent in the aforegoing Letter this following Letter of M[r] Cha Carrols to Coll[o] Blakiston (viz[t]) a copy thereof as follows

Ianuary the 15[th] 1692

Hon[d] Sir

Having been Concerned as Council for M[r] Luke in this concern of the Ship & finding him fully resolved upon an Appeal

to the King & Council w^ch^ (considering the advantages he has upon the several incurable imperfections of the information) I cannot in conscience & according to my small Skill in the Law choose but encourage him to, but do beleive that if your Honour pleases to appoint a place & time this afternoon where I may wait on you such proposals may be offered by me as in all Likelyhood shall prove more for your Honours Interest & my Clients ease tho not perhaps profit then the tedious expectation of a final determination of his Appeal if your Honour thinks it convenient you may acquaint his Exc^llcy^ herewith but having no Commission from M^r^ Luke of this nature only believing that my advice may go far with him to direct his designed appeal I do not desire he should know I made any application to your Honour herein I would willingly serve you both which of your Honours part you shall find whenever Tryal is made by you of Liber K. p. 213

I beg your Answer by the Bearer & that your Honour will keep this to your self whatever you resolve upon

Honoured Sir
Your Honours most humble & most obedient Servant
Cha Carrol

To the honble Coll Nehemiah Blakiston
These
humbly present

A Copy of the Foregoing Letter to the Lords of the Treasury with Copys of the above & all other papers inclosed was also drawn out & directed to the right Honourable the Commsrs of their Majesty Dutys & Customs at the Custom house London

Maryland April 11^th^ 1693

M^r^ Peter Paggen
S^r^

Inclosed we send you Packetts directed to the Right Honble the Lords of the Treasury the Lords of the Committee of trade & plantations and the Commissioners of their Majestys Customs all under a flying Seal for your peruseal which we recommend to your care after you have so done for closing up & delivery as also to appear for us upon occasion in the managem^t^ thereof, & all other matters relating to this Government. this is only a repetition of former complaints against S^r^ Thomas Lawrence & M^r^ Randolph who continue Still & persevere in their insolent rude carriage & behaviour towards this Gov^t^ to the Majestys great disservice & the disturbance of the people peace & quiet of the Inhabitants grown to such height as is become almost insufferable which p. 214

Liber K. Constrains us to give their Lordships & your self this Trouble, which at present we shall abbreviate leaving all to your sound Iudgment & discretion in the management thereof for

Your Friends & Servts

L C:
N B I A
N G I C
D B T B

To Mr Peter Paggen
Mercht
In London
These

Maryland April 11th 1693

Sir

Yours of the 17th of March last & another from some of the Gentlemen of your Council of the 15th February preceeding to the Govr of this Province his Excellency hath been pleased to communicate unto us the which being laid before us & the Contents thereof duly considered we do in the first place render your Excellency our hearty thanks for your kind inclination & advice & then joyfully congratulate your happy Success in the late defeat given the Enemy. We are also sensible of the weighty Burden that lyes upon you in the maintaining and carrying on the War against the French & Cannida Indians, & we are very ready & willing to contribute what in us lyes towards your support & the defraying of your charge but cannot at present so Effectually pform the same as we would until the meeting of our Assembly which is to be on the 20th day of May next when we shall fully represent & lay before them the necessity of your condition & of our Assistance in your relief which we shall recommend with all the prevailing & pressing arguments we can Effectually to demonstrate & make appear the zeal we have for their Majestys Interest & your Service—

We have only to add that this day we discoursed the Frenchman & the King of those strange Indians lately come into our province & seated themselves at the head of our Bay as formerly we understand hath been intimated to your Excellency
p. 215 by our Governor the French man was at first Supposed or Suspected to be one Monsr Casteene the grand Enemy of the English & one that hath committed much Spoil but since upon better Enquiry & examination we find our mistake and him another person named Martin Shortive & the Indians declare themselves a nation called Stabbernowles come from the Southward formerly fled from the Twittawees but how far to be credited we Cannot yet resolve however it is at present concluded to let them sit quiet, & treat them civilly untill our Assembly & then leave the whole matter to the more strict Examination & inquisition of that Body of the Province having appointed the Indians to attend at that time in order to a

further treaty & Entering into a League with them if it shall then appear that they are Friends & come in the way of peace of w^ch^ we shall also duly advise your Excellency in the mean time & upon all occasions we are Liber K.

Your Excellencys affectionate Friends & Servants

L C
N B I A
N G T B
D B I C

To his Excellency
Benj^a^ Fletcher Capt
General & chief Governor
of their Majestys Territory
of New York

Present

Maryland April 11^th^ 1693

Sir

Your Excellency has we understand been already informed by our Governor of some strange Indians coming & seating among us at the head of the Bay & that there was with them a Frenchman supposed or suspected to be one Mons^r^ Casteene a grand Villain & Enemy to our Nation we have since & this very day had him & some of the great men of the Indians before us under Examination & the Frenchman we find not to be the man expected the Indians declare themselves a sort of people or Nation called the Stabbernowles formerly driven away by another Nation to the Westward called the Twit- p. 216
tatweese & forced farr to the Southward, where for a considerable time they have lived & now Come (as they pretend in the way of peace to live under our protection but what credit to give them or how far to trust them we are at a stand & not yet resolved but at present have concluded to suffer them to sit still & treat them friendly until the Assembly sit on the 20^th^ of May next to whose further & more strict Examination we have thought fit to refer them & have then appointed them to Come & treat of a peace & Entring into a League of Friendship with us if it shall then appear that their pretences are real & that they come in the way of peace

We have & do daily receive no small trouble from the Insufferable insolent carriage & behaviour conspiracies & contrivances of our Popish adversaries & other dissafected ꝑsons to their Majestys Interest & Government here within this Province which we have hitherto endeavoured to stiffle & suppress by following the most moderate & gentle measures we could but are forced now at last to make use of somewhat more strict means to effect it upon the most notorious Offenders

In our Inquisition to find out the Principal Authors & Actors in our disturbances we come to see your Excellency as well as our selves has not escaped the lash & censure of

Liber K. the Scurrilous tongues as by Copys of the Inclosed Depositions (which for the Honour & respect we bear to your Excellency we send you to give you an oppertunity thereby to vindicate your Honour & reputation from the foul Calumnies & aspersions therein thrown upon you, we are sorry to find it Comes from the person therein named & Conceive your Exc^llcy will do him great favour to acquaint him also therewith that he may purge himself from the Imputation therein charged on him As we hope he may possibly do

p. 217 The Zeal we have for your Excellencys Person Honour & Reputation & to Create & Maintain a good Correspondency between both Governments so near neighbours is the real & only motive & inducement to us to give your Excellency this plain & candid acco^t which we pray your Excellency accordingly to accept of from

Your Excellencys most humble Serv^ts

L C
N B I A
N G I C
D B T B

To his Excellency S^r
Edmond Andros
Capt General & Chief
Gov^r of their Majestys
Collony of Virginia

Psent

At a Council held at the City of S^t Marys
the 6^th day of May 1693

Present
His Excellency the Governor
the honble { Coll° Nea Blakiston, Coll° Cha Huchins, Coll° Nich° Greenberry, Thomas Tench Esq^r, Captain Iohn Addison }

Came here & presented themselves to the Board Netaughwoughton King Ababco's Son & Tequassino two Chief & principal men of the Nantecoke Indians & in behalf of themselves and all the rest of the said Indians desire to enter into a new League of peace & Amity with his Excellency and this Government in behalf of their Majestys Subjects the Inhabit-

p. 218 ants of this Province they having lost their former Articles of peace concluded between them to which offers or proposals his Excellency and this Board signified their Consent & Ordered that Articles be accordingly drawn between them Concurrent with the said former Articles

His Excellency gives the Board to understand that he had seen the Copy of a Letter from the Queens Majesty requiring aid & assistance to New York to be given them from these their Neighbouring Collonies & plantations that in obedience

thereunto the Government of Virginia had already supplyed Liber K.
them with 600l Sterl he proposes & offers to deposit of his own money for & in Behalf of this Province the Sum of Three Hundred Pounds Sterl towards their further relief which is gratefully accepted & acknowledged by the Board as a favour, & Ordered that the same as such be recommended to the next Assembly & left to their consideration how to Reimburse his Excelly

To his Excellency the Captain General with the honble Council of State

The petition of Robt Eagle & George Eager humbly sheweth

That your Petitioners are grand Iury Men who happening to step to our Quarters to refresh our selves when we were called in Court were fined, wherefore we humbly request that your Honours will please to take of the Fine Since we have duly attended & are willing so to do so long as Occasion shall require and we your humble Petitioners

Shall ever pray &ca

The petition was granted & their fines laid by the Provcl Court hereby remitted

To his Excellency Collo Lionel Copley Govr of Maryland

The humble petition of Saml Dryer & Susanna his Wife In all humble manner sheweth

That your Petitioner some time since presented your Excellcy p. 219
with a petition setting forth that your Petitioner Susannah upon the 7th Day of April last was violently set upon in the Kings highway by one Ann Greene & dangerously wounded beaten & left for dead & robbed of a lutestring hood & Silver bodkin that your Petitioners procured a warrant the 9th of April from Iustice Hammond & caused the said Ann Green to be brought before the said Iustice Hammond by Neal Clark Constable & altho the said Greene did confess the same as your Petr can prove yet did not the said Iustice Hammond bind the said Greene to appear & answer the same or bind her to her good Behaviour or commit her altho your Petitioners would have been bound to have prosecuted her

In answer to which petition your Excellency sent a Letter to Collo Greenberry to examine the matter & to examine your Petitioners witnesses that the said Collo Greenberry did not send for all your petitioners witnesses to examine them & Refused to take your petitioners oath or bind the said Greene to answer the same or commit the said Green till she should find Suretys for her good Behaviour, but advised the said

Liber K. Green to bring an action against your Petitioners for scandalizing her, & the said Iustice Hammond threatned to Sue your Petitioners for scandalizing him in the said Pet[n] & threatned to have your petitioner susannah whipped for civilly & according to Law complaining by petition to your Exc[llcy] when she had been really & in truth robbed & like to be murdered & left for dead

Your Petitioners humbly pray that your Petitioner Susannahs oath may be taken or that the said Susannah Green may be committed or give security to answer the same the next Provincial Court & that your Petitioners may have Summons granted for their Witnesses to prove the same

And they shall ever pray &c[a]

p. 220 The honourable Coll[o] Nicholas Greenberry present at the Board upon reading the foregoing petition humbly moves leave of his Excellency in vindication of his own honour & reputation as also of Iustice Hammonds in the petition likewise hinted at, to declare & make known to the Board the falsity of what is Suggested in the said Petition & the lewd wicked Character of the pet[r] Susanna & accordingly informs the board that pursuant to his Excellencys Commands to him he had enquired & examined into the matter of fact Contained in the petitioners first Complaint & could not find any thing material or Substantial therein for which reason & to prevent perjury he had denied the said Ann her oath he also produced & was read to the Board a Certificate from Captain Richardson Keeper of Newgate attested by M[r] Way Notary Royal & approved by M[r] Scorey and M[r] Hayward two other publick Notarys setting forth that the said Susannah is a most notorious Malefactor convict transported into these parts &c[a]

Whereupon Ordered that the petition aforesaid be rejected & the tenor thereof Esteemed & taken to be notoriously false & Scandalously & no Credit to be given thereto but that precept issue from this Board to Captain Iohn Hammond to call before him the said Petitioners & require of them Bond of £100 with two good sufficient sureties in the sum of 50 l Sterl each for their appearance at the next provincial Court to answer &c[a] & for their good Behaviour in the meantime (viz[t])

By his Excellency the Gov[r] & Council

Maryland ss May the 6[th] 1693

Whereas It hath been made manisfest to the Board that Susannah Dryer the wife of Samuel Dryer of Ann Arundel County a person of evil fame convict hath in a most notorious scandalous manner abused defamed & bespattered several ꝑsons of principal Note Majistrates & others in

Authority & of good credit & reputation within this Government by her false scurrilous & malicious Lying speeches & reports Concerning them Contrary to the peace &c[a] & the Laws in such Case made & provided whereby she hath rendered her self incapable of giving any Evidence or testimony for or against any person or in any matter or cause whatsoever civil or criminal in any Court of Record or otherwise nor is any faith or credit to be given to any thing she saith in such case, as is hereby straightly Charged & Commanded & whereas the said Samuel her Husband hath Countenanced aided & abetted the said Susanna in her wicked and lewd practises aforesaid Liber K. p. 221

Ordered that Capt Iohn Hammond One of their Majestys Iustices of the Peace for Ann Arundell County do forthwith by his precept to the Sheriff of the said County to be directed Summon & Cause to come before him the said Samuel & Susannah his Wife & require of them Bond with two Sufficient able Sureties in the sum of One Hundred Pounds Sterl the principal & Fifty pounds Sterl a peice the Securitys for their appearance at the next Provincial Court before their Majestys Iustices there to answer the Premises & what else shall on their Majestys Behalf be Objected against them in the mean time to be of the good behaviour Signed p

J LL Cl Consil

Produced & Ordered to be read to the Board these two follow[g] Letters from the Gov[r] of Virginia (viz[t])

Sir

This Day by Letter from Accomack I have an Acco[t] that the under Sheriff of Somerset County & others under pretence of your Excellencys warrant in Maryland came into Accomack County in this Government about the 20[th] Ins[t] & prevailing with a Simple Iustice there did take & Carry away Edward Randolph Esq[r] Surveyor General of their Majestys Customs in these parts whereupon by advice of their Majestys Council this is by Express to desire your Exc[llcy] to order the said Edward Randolph forthwith to be returned to this Government from whence he hath been so Carried contrary to all Rules of Government the Bearer M[r] Iames Shurlock is sent herewith to your Excellency from Virg[a] April 27[th] 1693 p. 222

Your Excellencys most humble Serv[t]

E Andros

To his Excellency Col Lionel Copley
their Majestys Captain General
& Governor in Chief of
Maryland

Liber K. Sir

Your Excellencys & Councils Letter of the 11th & 14th Instant I received the 20th with the inclosed Copy of the Depositions referred to which I have communicated to their Majestys Council, presume ere this you have determined what relates to the strange Indians you mention at the head of the Bay & where to be if admitted to Continue in your parts but do not know how it Can be well that the Frenchman be in repute or at all Suffered to live with them

I am Suprized that popish or other dissaffected persons to their Majestys can give you trouble at this time & doubt not your having taken fitting courses with such & ꝑticulary Gilbert Turbevile & Garret Vansweeringen you are pleased to name being the Concealors & Abbettors if not Contrivers of what he alledgeth to have been said falsly Reflecting on my self & their Majestys Council with me in your Government where if so it might have been censured long since, which will best demonstrate the regard your Excellency & Council have to those authorised by their Majestys in this
p. 223 Place where cannot discover that any in the like Contrivances but have caused to be taken good Bayl of Coll° Digges the only person you name to be spoke to in these Parts

Our General Assembly begun the second of March & ended the 3d Instant but on advice in Council upon application made from the Governor of New York have resolved & ordered six hundred pounds to be sent him to New York for their Majstys Service against the French in those parts

I pray you will give an order for the return of the Five & twenty Barrels of powder lent your Excellency the last Year being wanted in their Majestys Stores I am

Your Excellencys most humble Servt

Virginia 22d April 1693

E Andros

To his Excellency Coll° Lionel
Copley Captain General & Govr
in Chief of
Maryland
Present

Ordered that an Answer be given to the foregoing Lettrs taking notice of the reflections his Excellency seems therein to make & to give him to understand that it may be not thought so strange to meet with such disturbances in such a Government as this under two distinct Interests and Religions so diametrically opposite to each other that Mr Vansweeringens Deposition (if his Excellency please to peruse & Consider it well) directs an Enquiry to be made of Madam Digges

whom we are apt & have reason to give Credit to) & Mr Fitzhugh as well as Coll° Digges who as his Excellency Observes we also find only taken notice of that Mr Vansweeringen has passed his publick tryal at our provincial Court & confessed all the matter of Fact brought against him according to his Deposition Liber K.

Produced & Ordered to be read a Letter from Coll° Henry Jowles to Sir Thomas Lawrence read accordingly & the further consideration thereof referred till next Council day at which time Coll° Iowles ordered to attend here p. 224

To his Excellency the Captain General of Maryland & the rest of their Majestys most honourable Council

The humble petition of their Majestys Iustices of Ann Arundel County

humbly sheweth

That whereas Sir Thomas Lawrence hath appointed one Mr Briscoe for our Clerk whom we find very uncapable & Unfit for the same & having seriously considered that both the Credit of the Court & security of the County lyes in an able Clerk therefore as we have in our former petitions to your Honours so now again we recommend Henry Bonner of whom we have had Sufficient experience to be very capable & fit for the same and humbly crave that he may be Constituted Clerk of our County

And we shall as in duty Bound pray &c

It being remembred and considered that Being imposed upon by having Persons unfit & uncapable preferred to be Clerks of Courts of Iudicature is one of the Grievances of the Countrey & Charge against Sir Thomas Lawrence already represented to their Majestys to which this Board expect an answer they think fit to refer the Consideration of the foregoing Petition until such time as their Majestys Pleasure may be known

To his Excellency Lionel Copley Esqr Captain Gen & Governor in chief in & over their Majestys Province of Maryland & the Territorys thereunto belonging &ca & other the honble Gent of the Council

The humble petition of the Delegates & Iustices for Talbot County

humbly sheweth p. 225

That whereas formerly the honble Sir Thos Lawrence by his Commission constituted and impowered One Thomas Gladman Gent to be Clerk of our said warrant We finding the said Thomas Gladman every way insufficient & uncapable to

Liber K. manage an Office of so great a trust, we the said Delegates & Iustices foreseing the danger there was likely to accrue to the whole County did petition to the said S^r^ Thomas Lawrence to Constitute one W^m^ Hemsley of the said County to be Clerk of the said Court, a person in whom we have great Confidence & are well Satisfied of his Skill & knowledge understanding & trust in the said Office which petition as yet was never answered

Therefore your Excellencys petitioners in all humble manner supplicates your Excellency to Consider the premises & grant this our so reasonable request in constituting the said William Hemsley to be Clerk of the said Court & it will be a perpetual obligation to

Your Excellencys humble Serv^ts^

| | |
|---|---|
| Iohn Davis | W^m^ Fursey |
| W^m^ Coursey | Hugh Sherwood |
| Rob^t^ Smith | Ri: Carter |
| Isaac Winchester | |

The same Answer given to this petition as to the foregoing petition from the Iustices of Ann Arundel County

To his Excellency the Governor
The petition of Thomas Hichcock

Whereas your petitioner & his wife are bound hither by recognizance to be Evidence for their Majestys against Amos Nichols & have attended here five days at his own cost is a poor man that lives by his Labour no Body at home but Young Children & now like to lose passage with M^r^ Vanderhyden

p. 226 Your Petitioner humbly Supplicates your Excellency to take the premises into your serious Consideration & grant them to return home

And your petitioner as in Duty Bound shal ever pray &c^a^

The petitioners have hereby Liberty granted them to return to their homes & ordered to appear here again at the next Provincial Court to give in their evidence as before Required

The Choptank Indians together with Christopher Nutter the Interpreter are Called in have read unto them the Articles of peace drawn up according to the former order of this Board

They to wit Netoughwouton &c Tequassino the two great men formerly mentioned declare themselves unwilling to take upon them the Government of their Nation as hath been proposed to them but rather they propose that the Son of the last

Emperor (may as of right he ought) succeed his Father therein. they are desired to withdraw for a while till the Board further consider thereof Liber K.

After some time they are again called in & have read unto them the Articles of peace drawn up & prepared for them the first Instant by his Excellencys order & counter signed by his Excllcy in behalf of their Majestys & all their Subjects of this & all their Collonies provinces & Territorys in America of the one Part & Panquas Commander in Chief of the Nantecoke Indians & Annougtoughk his Associate in the Government Especially by the said Articles Authorised Commissionated & Appointed for an in the Name & behalf of themselves & the whole Nation of the said Indians on the other part the Articles being as follows (vizt)

Articles of peace & Amity Indented concluded & agreed upon the first Day of May Anno Dom 1693 In the fifth year p. 227 of the Reign of our Sovereign Lord & Lady Wm & Mary by the Grace of God King & Queen of England Scotland France & Ireland Defenders of the Faith &ca By and Between his Excellency Lionel Copley Esq Capt General & Governor in Chief in & over this their Majestys Province & Territory of Maryland for & in behalf of their said Majstys & all other their Majestys Collonies, Provinces & territorys in America of the one part & Panquas Commander in chief of the Nation of Indians called the Nantecoke Indians & Annoughtoughk his Assistant in the Government of the said Nation thereunto hereby Especially Authorized Commissionated & appointed for & in the name & behalf of themselves & the whole nation of the said Indians as follows (vizt)

Imprs Whereas Asquas the Son of Unnacokassimon deceased the Emperor of Nantecoke and Elected to Succeed his Father in the Empire & Government of the said Indians being an Enemy to their Sacred Majestys & this their Government hath peremptorily refused & denied to renew & Confirm the League formerly made with the said Emperor or to enter into a new one with their said Majestys as others the Neighbouring Nations of Indians their Friends & Allies have done, It is therefore hereby absolutely agreed resolved & Concluded on that the said Asquas be from henceforth wholly acquitted dismissed & discharged from his Government or command of the said Indians & from having or exercisg any Iurisdiction Superiority power of Authority whatsoever over them & that the aforesaid Indian Panquas be & he is hereby nominated ordained constituted & appointed Captain General & Commander in chief in & over the said Nation of Indians & that the said Annoughtoughk be & he is hereby constituted &

Liber K. p. 228 appointed his Second and Assistant in the Rule Government & Command of the said Indians the same being hereby Committed to them the said Panquas & Annoughtoughk jointly & severally firmly by these Presents

2 It is then further agreed upon that from this day forward there be an inviolable peace & amity between their most serene Majestys King William & Queen Mary af[d] and the said Panquas & Annoughtoughk Commander in Chief & Governor of the Nantecoke Indians upon the Articles hereafter mentioned to the worlds end to endure, & that all former Acts of Hostility & Damages whatsoever by either party sustained be buried in perpetual oblivion

3 That the said Indians of Choptank or of any other Nation now lately gathered together among them & harboured by them shall & do at the Finishing & gathering in of this present Crop of Corn by them planted, retire & Withdraw to their several & respective Towns & places of habitation & that in the mean time & always hereafter both they & the said Nantecoke Indians shall well & Sufficiently fence in & secure the Cornfields by them now already or hereafter to be planted seven or Eight logs high at the least

4 That the said Panquas & Annoughtoughk or either of them shall deliver up all Indians that shall Come into their Government or Dominion that are or shall be Enemies to the English & further if any Indian subject to them shall kill an Englishman, that they or either of them shall be obliged to deliver such Indian up to the Gov[r] of this Province for the time being as a Prisoner

5 That forasmuch as the English cannot easily distinguish p. 229 one Indian from another no Indian shall Come into any English plantation painted & that all the Indians shall be bound to Call aloud before they come within three hundred paces of any Englishmans cleared ground & lay down their arms whither Guns Bows or arrows or other weapons for any Englishman (that shall appear upon his Call) to take up & in case no man appear that he shall there leave his said arms if he shall come nearer & afterwards by calling aloud shall endeavour to give notice to the English of his near approach & if any english man shall kill any Indian that shall Come unpainted & give such notice & deliver up his arms as aforesaid he shall dye for it as well as an Indian that kills an English man & in case the Indians & English meet in the woods accidentally Every Indian shall be bound immediately to throw down his arms upon call & in case any Indian so meeting an English man shall refuse to throw down his arms upon call he shall be deemed an Enemy

6 The Priviledge of hunting crabbing fishing & fowling shall be preserved to the Indians inviolably

7 That Every Indian that killeth or stealeth an Hog Calf or other Beast or any other Goods shall undergo the same punishment that an English man doth for the same Offence Liber K.

8 In case any Servants or Slaves run away from their Masters or Children from their Parents or Guardians & come to any of the Indian Towns within the Government & Dominion of the said Panquas & Annoughtoughk & their Subjects, they & every of them be bound to apprehend the said Fugitives & bring them to the next English plantation to be conveyed to their Masters or Guardians aforesaid & in Case any Indian aforesaid shall convey or assist any such Fugitives in their Flight out of this Province that he shall p. 230 make the respective Master or Mistress of such Servant or Slave such satisfaction as an English man Ought to do in the like case

9 That the said Panquas & Annoughtoughk or either of them shall not make any peace with our Enemies nor make any war without the Consent of the Gov^r^ of this Province for the time being

10 In Case the said Panquas & Annoughtoughk or either of them or any Indian Subject to them shall kill any other Indians in peace & Amity with their Majestys & this Government it shall be esteemed as great an Offence as killing an Englishman

That in case any Indian or Indians or other Nation or Nations that come within their Dominions or Territorys & shall by them or other Indians under them be entertained shall kill any English or kill or destroy any Hogs cattle or Horses or shall break up any Englishmans house & steal his or their Goods that they the said Panquas & Annoughtoughk or either of them shall be responsible for the same & also be engaged to deliver up to the Gov^r^ of this Province for the time being all murderers or other criminalls Offenders against these Articles of whom they shall at any time happen to have any knowledge

That they the said Panquas and Annaughtoughk or either of them shall pay yearly to the use of their Majestys their heirs and Successors every year on the Twentieth day of April to Coll^o^ Charles Hutchins four Indian arrows and two Bows to be delivered to his Excellency the Governor of this Province for the time being as a tribute or acknowledgment to their Majestys and as a token of the Continuance of the peace

Panquas × his Mark

Annatoughoughk × his mark

At the signing & passing of the foregoing Articles were p. 231 presents delivered to the Indians viz^t^ two Matchcoats & 4 pair

Liber K. Worsted Stockings & to each of the two great men one of the Kings Guns

Memd on the 14th Day of May Anno Dom 1692 were Articles drawn & signed between his Excellency the Govr & Tom Calvert King of Choptico vizt

Articles of peace & amity concluded & agreed upon between the honble Lionel Copley Esqr Captain Genl & Governor in Chief in & over this their Majestys Province & Territory of Maryland & Tom Calvert King of Choptico the 14th day in the Year of our Lord 1692

Imprimis It is agreed upon that from this day forward there be an Inviolable peace & Amity between their Sacred Majestys King William & Queen Mary & their Subjects the Inhabitants of this Province & Virginia & the King of Choptico upon the Articles hereafter in this treaty to be agreed upon to the worlds end to endure & that all former Acts of Hostility & damages whatsoever by either Party sustained be buried in perpetual Oblivion

That if any Indian Subject to the said King shall hereafter chance to kill an English man the said King shall be Obliged to deliver such Indian up to the Govr of this Province as a Prisoner

Forasmuch as the English cannot easily discover or distinguish one Indian from another that no Indian shall Come into any English plantation painted and that all the Indians should be bound to call aloud before they Come within three hundred paces of any English mans clear ground & lay down their arms whether Gun Bowes or arrows or other weapon for any english man that shall appear upon his Call to take up &
p. 232 in case no one appear that he shall there Leave the said Arms if he come nearer & that afterwards he shall endeavour by calling aloud to give notice to the English of his nearer approach & if any English man shall kill an Indian that shall Come unpainted & give notice & deliver up his Arms as aforesaid he shall dye for it as well as an Indian that killeth an English man & in case the Indians & English meet accidentally in the woods Every Indian shall be bound immediately to throw down his arms upon call & in Case any Indian so meeting an Englishman shall refuse to throw down his arms upon call he shall be deemed as an Enemy

4 The Priviledge of hunting crabbing fowling and fishing shall be preserved to the Indians inviolably

5 That every Indian that killeth or stealeth an Hog Calf or other Beast or any other goods shall undergo the same punishment that an English man doth for the like Offence

6 In Case any Servants or Slaves run away from their

Master & come to any of the Jndian Towns within the Terri- Liber K.
tory of the said Tom Calvert and his Subjects that they shall be Bound to apprehend the said Fugitives & bring them to the next English plantation to be conveyed to their Masters & in Case any Indian aforesaid shall convey or assist any such Fugitives in their Flight out of this Province that he shall make the respective Master or Mistress of such Servants or slaves such satisfaction as an English man ought to do in the like case

7 That the said King shall not make any new peace with our Enemys nor shall make war without the Consent of the Governor of this Province for the time being

8 In Case the said Tom Calvert or any Indian Subject to him shall kill any Indians or any other in peace & Amity with their Majestys it shall be deemed as great an Offence as killing an Englishman

9 That neither the said King nor any of the Indians Subject p. 233
to him do at any time hereafter keep harbour or Entertain among them or within their Fort or Town any Foreign or Strange Indians or know or discover any such to appear or come into this Province without giving timely & all possible speedy notice thereof to his Excellency the Gov$^{r}$ or some Magistrate or other Officer or person of note by whom the same may be Communicated with all Expedition to the said Gov$^{r}$ or Gov$^{r}$ of this Province for the time being for his advice and directions therein

10 That as a further testimony of their League peace & Friendship with their Majestys and as they expect protection from them & their Government here there be yearly paid by the said King as a tribute to their said Majestys an Indian Bow & two Arrows to be delivered to his Excellency the Gov$^{r}$ or to the Governor for the time being at his Residence wheresoever the same shall happen to be on the first tuesday in April Successively in every year

11 It is required & the said King for himself & the Indians under him doth covenant to make such reparation & Satisfaction to Coll$^{o}$ Nehemiah Blakiston for an Injury by them lately done as M$^{r}$ Iohn Bayne & M$^{r}$ W$^{m}$ Blakiston thereunto especially appointed upon full hearing and examination into the matter shall award & adjudge

12 In Conformation of the premises his Excellency the Governor & likewise the King himself mutually sign seal & Consent to the foregoing Articles in the presence of their Majestys Council & the great men of the s$^{d}$ King then present the day & Year first above mentioned

L Copley Sigell

Tom X Calvert sigell
Signū

Liber K. The same day were the said Articles (mutat mutand drawn & Counter signed by his Excellency the Gov$^{r}$ of the one part
p. 234 & Ochotomoquath Emperor of Pascattoway of the other part in manner aforesaid

And also by Maquaughtah King of Mattawoman

And on the 14$^{th}$ day of October 1692: were the same Articles agreed on & Counter signed by and Between his Excellency the Gov$^{r}$ of the one part & Daniel King of Pocomoke on the other part in manner as before

At a Councill held at the City of S$^{t}$ Marys
the 10$^{th}$ day of May Anno Dom 1693

Present

His Excellency the Governor

the honble { Coll$^{o}$ Nea Blakiston, Coll$^{o}$ Cha Huchins; Coll$^{o}$ Nich Greenberry, Capt In$^{o}$ Addison; Tho Tench Esq$^{r}$ }

M$^{r}$ William Dent one of the Attorneys of the Provincial Court humbly moves the Board that whereas he had been formerly generally retained for M$^{rs}$ Parker & being by a special Order of this Board assigned as Council for Ioseph Tilley against the said Parker he Cannot without scandall & reflection to himself in the way of his Practice fairly Comply therewith and humbly prays to be thereof acquitted and Discharged Enquired of him whither he hath received any particular instructions relating to the ꝑticular matter now in dispute between the said Parties from the said Parker or hath been any ways made Privy thereto he acknowledged he had not & thereupon it is especially commanded him by this Board to appear for the said Tilley as his Council & to proceed therein according to former Order of this Board

Produced and Ordered to be read to the Board this foll$^{o}$ Letter from the Gov$^{r}$ of New York (viz$^{t}$)

p. 235 Fort William Henry the 3$^{d}$ April 1693

S$^{r}$

This Comes to advice your Excellency of my receipt of her Majestys Directions unto me as Capt Gen & Gov$^{r}$ of Pensylvania & New Castle &c$^{a}$ to give assistance to the Province of New York come by the way of Boston with the Inclosed whereof I send you a Copy our Ships wherein I understand the Letters Patents for that Government are not yet arrived I have likewise directions from the right honble the Lords of the Treasury for supplying the Commissarys of the Squadron of Ships Commanded by Sir Francis Wheeler & Land forces

Commanded by Coll° Foulkes in the West Indies which I hope by this time are in action, this is all our news Liber K.

M^r^ Trebit arriving yesterday gave me your Exc^llcys^ Letter for which I return thanks I hope you have rec'd my last by M^r^ Pope giving the news of the defeat of that party of French & Indians that had invaded our Mohaukes Countrey I thought fit to give you a short acco^t^ of what I observe of our Indians of the Five Nations as now Circumstanced they are Witnesses to the Desolations of many Out Farms in our Frontiers to the small Number of Forces we have upon our Frontiers which brings an unsupportable charge upon this small Province & all the encouragement they have to Continue the war with the French from us which is small to them tho great from us they are daily invited & allured by the French and those praying Indians they have already debauch'd to Come over to their side in their Conference with me after their return from pursuit of the Enemy they did magnify the strength of Cannida & Commend their Liberality to their Indians saying the Gov^r^ of Cannida gives his Indians Guns & Ammunition You give only Ammunition I did endeavour to give them satisfaction & promised to see them again this Summer my speedy coming with the Forces I brought for their relief had a great Influence upon them & they were seemingly Contented

I have their Majestys Directions to maintain the Antient Alliance with them which Can never be Effectually Done (notwithstanding their Conveniency of having the English to friend unless we make some greater show of Action & there be a Greater force upon our & their frontiers to retrieve Connestoquioena (a place beyond Schennectida near Corlaers Lake and our out farms & Fortificitions make large presents & build a Stone fort at Albany w^ch^ being Furnished with such Ordinance as I brought over will make our Indians true and Stedfast & protect us all from Canada when I shall meet the Indians I will take Care to enjoyn them that they neither do nor suffer any Damage to be done to their Majestys Subjects of Maryl^d^ p. 236

Our Assembly are now sitting & have Signified their their good Affection to their Majestys by giving 6000^l^ for the Year ensuing to reinforce Albany & the Frontires but we are of opinion it is almost Impossible for the people to pay it our Youth run into Connetticot & the Ierseys to avoid the duty so that we are hard put to it to find 200 Men to releive those that are to be discharged May next I have wrote to S^r^ W^m^ Phipps for 200 Men which may be well Spared out of Connetticot & the nearest parts

If your Excellency do Consider with the Council and As-

Liber K. sembly & assist us with money at your distance for those uses it will be more Convenient for you at Present I do presume by this time your Excellency has received her Majestys Directions for our Assistance I am

Your Excllcys most humble Servt
Ben Fletcher

At the same time also was produced & read this foll° Copy of a Letter from the Queen to the Govr of Pensylvania &ca mentioned in the foregoing vizt

p. 237 Mary R

Trusty and well Beloved we greet you well Whereas it hath been represented unto us in Council in Behalf of our Province of New York in America that the same having been at great expence for the preservation and defence of Albany its Frontires against the French by the Loss of which Province the Inhabitants of Maryld & Virginia would not be able to Live but in Garrison & having hitherto preserved that Post the burden whereby is now intollerable to the Inhabitants there we think it reasonable & necessary that our several Collonies & Provinces of New England Virginia Maryland & Pensylvania should be aiding & assisting from time to time to the Govr or Commander in chief of our said Province of New York in the maintenance & defence of it during the present war & accordingly our Will & pleasure is that upon the application of the said Govr or Commander in chief you do immediately send him such aid or assistance in men or otherwise for the security of our said Province from the attempts of the French or Indians as the Conditions of the plantations under your Governments shall permit & our further pleasure is that as soon as Conveniently may be you agree with the Governors of New England Virginia & Maryland unto whom we have sent the like Directions upon a Quota of Men or other assistance to be given by each Colony or Province for the defence of New York, as Occasion may require the same & that you return a speedy Accot of your proceedings herein to the end such further Directions may be given as shall be necessary for securing the Fort of Albany & the Province of New York from the attempts of our Enemys in those parts And so we bid you farewell Given at our Court at Whitehall the 11th day of Octr 1692: In the fourth Year of our Reign

To our Trusty & well Beloved Benja Fletcher Esqr
p. 238 Our Captain General & Governor in Chief in & over our Province of Pensylvania

By her Majestys Command
Nottingham

& Countrey of New Castle & all the tracts of Land depending thereon in America & to our Chief Gov$^{r}$ or Gov$^{rs}$ there for the time being

Liber K.

A true Copy

M Clarkson Secry

Resolved thereupon and concluded by this Board as on the 6$^{th}$ Ins$^{t}$ that his Excellency the Gov$^{r}$ do remit to New York the Sum of 300l Sterl according to his Exc$^{llcys}$ own free & Generous Offer of his own private money towards the Relief of that Colony & Ordered that the Receiver General do for that Purpose make good the same to his Excellency out of the publick Stock raised by the 4$^{d}$ ꝑ Gallon on all Liquors imported according to Act of Assembly

And Ordered that such the Result of his Excellency & this Board be signified by Letter to the Gov$^{r}$ of New York & that the Money shall be remitted by Coll$^{o}$ Hamilton at his return to his Gov$^{t}$ of Iersey

Produced and read to the Board a Letter from the Queen Dated the 26$^{th}$ of May Anno Dom 1692 to his Excellency the Gov$^{r}$ relating to the Post Office to be erected in this & other the Neighbouring Collonies & plantations for the Conveniency of Conveying all Letters & Passengers together with Certain Proposal of Coll$^{o}$ Hamilton the Gov$^{r}$ of East & West Iersey Post Master Gen$^{l}$ appointed which were well approved of by the Board but being of great moment & publick concern resolved that the same be recommended earnestly with the approbation of this Board to the Consideration of the next Assembly as a matter of grant import & Conveniency to the Province And if it shall then be thought fit that an Act of Assembly pass to Establish such Office his Exc$^{llcy}$ & this Board p. 239 do engage to take all the Effectual care imaginable for the more ready passage of the posts too & fro

Advised & resolved that the Assembly appointed to sit the 20$^{th}$ Instant be further porogued to the 20$^{th}$ July next & Ordered that Proclamation accordingly issue

Produced and ordered to be read a rough Draught of a Letter ordered to be writ to S$^{r}$ Edmond Andros Gov$^{r}$ of Virginia which was accordingly read approved of & Ordered to be fairly transcribed

Produced & Ordered to be read a petition preferred by Iohn Curree to the Provincial Court & by them referred to his Excellency the Gov$^{r}$ being as follows viz$^{t}$

Liber K.

To the honble Provincial Court now sitting
The humble Petition of Iohn Currey

humbly sheweth

That forasmuch as your Honours petr being Summoned to the last Provincial Court as an Evidence against one Daniel Fox who was committed upon Suspition of robbing a Store in Calvert County & your Honours poor petr being at that time in a bad Condition to leave his habitation for that his Children being very young & tender, & wife dangerously sick & liker to Dye then Live nevertheless your Honours petitioner not regarding the aforesaid reasons or hinderances did according to his praecept make his appearance at the said Court where he himself & some others did petition the honble Court for a dispatch for the foregoing Reasons which was granted in order to your Honours petitioner being Called Sworn & sent to from the Bar to the Grand Iury & by them examined which
p. 240 was only a relation by hear say Nothing upon his own knowledge which being related to the full of what he heard Mr Philip Lynes foreman of the Grand Iury who told your Honours petr if that be all you have to say you may go about your Business upon which your Honours petitioner not In the least Reflecting nor thinking of any further Occasion of him Simply & ignorantly went home after which your Honours petitioner being wanted at the Bar in the Tryal though he knew nothing material as above of the aforesaid Prisoner your Honours poor petitioner is fined ten pounds Sterl which is more then all his Substance is worth to maintain a wife & two Small Children wherefore your Honours petitioner most humbly prays your Honours serious Consideration as well as the incapacity of your Honours poor Petitioners in understanding the Consequence of the Affair then in hand as also of his Inability of paying the said Fine after which Consideration of your Honours your poor and needy petitioner most humbly prays that your Honours will be pleased to remit the aforesaid Fine

And your Honours poor Petitioner as in duty bound shall Ever pray &ca

The petition granted & the Fine remitted according to the prayer of the petitioner

To his Excellency & the honble Council
The humble petition of Sarah Reynolds

Sheweth

That whereas your humble Petitioner have been very much abused by one Thomas Hinton on the Cliffs, Your Petitioner had 100 Acres of Land & was in Debt the said Hinton bargained with your Petitioner for the said Land Conditionally
p. 241 that he the said Hinton should have the said Land after my

Decease if he wou'd pay my Debts & maintain me my Life Liber K.
time the said Hinton desired me to let him sow a Little
wheat there & beat a little Cyder for his own drinking &
working so. Cunningly by Degrees that he have gotten pos-
session of your humble Petitioner have been a prisoner this
three Years for the same Debt I owed Before I made that
Bargain with Thomas Hinton your petitioner was so ignorant
that Hinton Perswaded me that I should not tell the Iustices
before whom the Land was made over nothing of Our Bar-
gain but that he bought it, Your Petitioner never received
any thing for it but your humble Petitioner did through ignor-
ance let the said Hinton have all upon that Condition that the
plantation shou'd maintain her but the Debt that your Peti-
tioner lyes in Prison for is for a Servant that your Petitioner
bought of George Hawes & after the said Servant was
Seasoned the said Hinton got him away Connivingly these
and many other Grievances that appear before the honble
Bench Your humble Petitioner desires that you will take it
into your Considerations as that your humble Petitioner may
enjoy what is her own & your Petitioner shall be duly Bound
to pray for your Excellency & the honourable Bench

Your humble Petitioner was owing other Debts & to defraud
the Creditors Hinton told me if I would go along with him he
would get of my Debts reasonably & so I made all over to
him & went along with him & he was to give me from under
his hand that I should have the mooveables and plantation for
my Life but when he got Possession I Could neither get plan-
tation moveables nor nothing from under his hand for my
own for he told me that his word was as good as his Bond
the place he sent me was Cæcil County but at my Return
cou'd get nothing nor my Debts paid but do here suffer thro' p. 242
his Conniving doings in my absence my husband & he went
to Law & he scared my husband away by reason he the said
Hinton had all my Writings & at my Return he told me my
husband had all my moveables, but it is known that my hus-
band had nothing my husband Came & gave me possession
again of the house but Hinton Came & turned me out of
doors & Hinton told me that he had from under my hand &
I should have nothing to do there I went in two or three
times & still I was forced out with a Bloody Mouth & Nose
he did his endeavour to keep me from the Sheriffs hands
because the World should not see his Conniving doings but
at last was taken & still remain a prisoner, but God in his due
time will release me Your humble Petitioner desires your
Exc$^{llcy}$ & Honours to take it into your Christian Considera-
tions & your humble Petitioner shall be in duty bound to pray
for your Excellency & all your Honours

Sarah Reynolds

Liber K. In answer to the foregoing petition issued this foll° precept or order from this Board (viz^t)

By the Gov^r & Council
May 10^th 1693

Maryland ss

Whereas Sarah Reynolds by her petition to this Board this day preferred hath set forth & Grievously complained that one Thomas Hinton of Calvert County hath very much abused & notoriously cheated & Defrauded her of one hundred acres of Land under Pretence & Promise made her of
p. 243 paying her Debts and maintaining her During her Life & he to have the said Land at her Decease notwithstanding which the said having fraudulently & deceitfully procured from her a Deed for the said Land hath got possession thereof & keeps the same from her she lying in prison where she hath been for about three Years space for debt which the said Hinton refuses to pay or deliver her from thence to her unspeakable great damage & injury & Contrary to all Law right & good reason as is alledged

Ordered that the Commsrs or Iustices of Calvert County do at their next County Court to be held for the said County upon receipt hereof Command & Cause to come before them as well the said Sarah Reynolds the Complainant as also the said Tho^s Hinton & by a due inspection & thorough examination had into the whole matter and hearing the allegations & Evidences on both sides do therein what to right & Iustice appertaineth according to Law & to the best of their Iudgment & Understanding

To the Worshipful the Commissioners of Calvert County Court in Court sitting
These

Signed p Order
J LL Cl Consil

Coll° Henry Iowles appointed to attend this Board this day accordingly makes his appearance & hath read unto him a Letter by him writt to S^r Tho Lawrence being as follows (viz^t)

Honoured Sir

I have been under great dissatisfaction ever since my Last
p. 244 Visit which was rendered so Impertinent and fruitless by that watchful Old Surley Cerberus your Guardian that I could not have the opportunity so much as to enquire into the causes of your calamity nor offer your Honour the civility of my Assistance in any thing wherein I might be Serviceable we have

read that under the reigns of some of the Cæsars Tyrants Liber K.
that to shew any kindness or Respect nay to be of a known
familiarity with a person proscribed was a crime Sufficient to
bring a Man under the same Proscription but I hope it is not
so now these are surely days of more Christian Liberty &
In this Confidence I have adventured to send my Son in Law
to wait upon your Honour with the tender of my respects &
Service which I had not the Opportunity before to Offer but
hope this paper may find a greater Freedom, the world is
amazed at your misfortune and divers enquire of me the
cause of it but I am able to resolve them nothing though I
wish I knew better for my own Satisfaction which I humbly
beg of your Honour if it may not seem impertinent in the
mean time I daily wish and pray for your Enlargem$^{t}$ or at
least if that may not be for a more Comfortable Confinement
than that hole Ubi nil nisi pontus et aer which if your stay
there should be till hot weather I fear would much prejudice
your health, If In any thing I can any ways serve your
Honour I Beseech you be pleased to let me receive your
Commands by this Bearer & you will highly Oblige

Hon$^{d}$ Sir

To the Hon$^{ble}$ S$^{r}$ Tho
Lawrence Bar$^{t}$ at Coll$^{o}$
Warrens house in Charles
County
humbly present

Your most humble &
faithful Serv$^{t}$

Hen Iowles

Coll$^{o}$ Iowles Examined Concerning the said Letter owns p. 245
the same and justifies it in his own defence that there is noth$^{g}$
therein contained which he hath reason to deny

Ordered that he find good Security for his good Behaviour
& forth Coming to his Excellency the Gov$^{r}$ & Council or
before their Majestys Iustices of the Provincial Court or else
where before a Lawful Authority within this Province when
thereunto he shall be Summoned or Required to answer unto
such matter & things as may or shall be Objected against him
on their Majestys Behalf

Accordingly he produced M$^{r}$ Thomas Holliday & M$^{r}$ Richard
Charlett of Calvert County who are approved of & they
become bound for the said Coll$^{o}$ Iowles in the sum of two
hundred & fifty pounds Sterl a piece & the said Coll$^{o}$ Iowles
in the sum of Five hundred pounds Sterl to their Majestys in
manner aforesaid

Liber K. To his Excellency Lionel Copley Esq$^{r}$ Cap$^{t}$ Gen$^{l}$ & Gov$^{r}$ in Chief of the Province of Maryland & to the rest of the honble Council

The humble Petition of W$^{m}$ Morris

Most humbly sheweth

That your Petitioner was ordered to give Bond for his appearance & to pay his Fees which accordingly I did & have summoned some Evidences which is my poor Children & Neighbours which is to their utter ruin by long stay & I would desire they may be heard what they can say in my Behalf as to my innocency therefore most humbly pray that my Children & Neighbours may be heard for by their Long stay it will prove their utter ruine

And your poor petitioner shall ever pray &c

p. 246 Referred to Coll$^{o}$ Nehemiah Blakiston & Thomas Tench Esq$^{r}$ & they are hereby desired and empowred to Examine & Enquire into the state & Condition of the pet$^{r}$ & what the Evidences have to say in his Behalf & to make their Report to morrow morning to this Board

At a Council held at the City of S$^{t}$ Marys the 11$^{th}$ day of May Anno Dom 1693

Present

His Excellency the Governor

the honble { Coll$^{o}$ Nea Blakiston, Coll$^{o}$ Cha Huchins, Coll$^{o}$ Nich Greenberry, Cap$^{t}$ In$^{o}$ Addison, Thomas Tench Esq$^{r}$ }

Was then produced & ordered to be read to the Board this foll$^{o}$ Letter from the Commissioners of Somerset County of the 9$^{th}$ of November last upon which summons issued p Order of this Board the 21$^{st}$ December last upon read$^{g}$ then of said Letter as well for the said Commsrs as also the grand Iurors therein mentioned to attend this Board to answer their Contempt—The Letter is as follows viz$^{t}$

May it please your Excellency

Wee your most humble Serv$^{ts}$ the Iustices of Somerset County having rec'd this day in Court sitting the Inclosed petition & as a duty incumbent thought it most proper with those Suitors likewise to render an acco$^{t}$ of the sundry Informations annexed with our own Sentiments viz$^{t}$ the said M$^{r}$ Green & M$^{r}$ Barkstead since their arrival in this County by their misdemeanors have highly Disobliged many of the good
p. 247 People thereof Usurping a power to themselves without either

warrant or Certificate running of Lines through other mens bounds thereby making Divisions of other mens Lands & offering some thereof to sale of which reports we are not only credibly informed but of its verity most thoroughly ꝑswaded as well as of the meaness of their Capacitys to warrant such transactions may it therefore please your Excellency we your most humble Servants as abovesaid do not only acquiesce with the Inquest but likewise pray if with your honour it may Consist that those Commissions for Surveying & Ranging may be Conferred on such well affected Persons as may not only Study your Excellencys safety & advantage but likewise render general Satisfaction to this County which is the humble Desire of Liber K.

S^r^

9^br^ the 9^th^ 1692 — Your Exc^llcys^ most faithful & obed^t^
To his Exc^llcy^ Lionel — Servants ut Supra
Copley Esq^r^ Cap^t^ Gen^l^ — Signed ꝑ Order
& Gov^r^ in Chief over Maryland &c^a^ — ꝑ In^o^ West Cler Cur
humbly present
ꝑ M^r^ Tho Jones
Q D C

Inclosed in the foregoing Letter was this following Paper viz^t^

To their Majestys Worshipful Iustices of the
peace for the County of Somerset in Court sitting
The humble petition of the Grand Inquest

humbly sheweth

That your humble Petitioners yesterday hav^g^ heard sundry Commissions read in Court granted by his Excellency the Gov^r^ of this province to one M^r^ Edward Greene & M^r^ Ioshua Barkstead relating to Ranging & Surveying &c^a^ in this County which to your humble Petitioners seems of very high Consequence & most Greatly to be admired that Strangers newly here arrived should obtain such high priveledges & their Majestys Loyal Subjects in our County of so Long Continuance so little regarded which indeed has begot in your petitioners such thoughts as the aforesaid Commissions are surrepetitiously Obtained & his Excellency not duly informed which Commissions we humbly beg may be & Lie dormant till his Excellency may have full informations p. 248

And as in duty Bound shall ever pray

9^ber^ the 9^th^ 1692

Veria Copia

ꝑ In^o^ West Cler Cur

Liber K. Together with the foregoing Letter &c[a] was at this time produced and read this following Paper (viz[t])

May it please your Excellency

In answer to M[r] LLewellins Letter have inserted the Comm̄srs Names as well as the Grand Jurors who preferred the petition against M[r] Green & M[r] Barkstead

Comm̄srs viz[t] M[r] Francis Ienkins M[r] James Dashiel
M[r] Sam[l] Hopkins M[r] Edm[d] Howard
M[r] Thomas Iones & Cap[t] In[o] King

Grand Iurors Viz[t]

| | |
|---|---|
| William Turvile | Iohn Windsor |
| Roger Philips | Thomas Gordon |
| Benj[a] Esham | George Lane |
| William Tomkins | William Lawes |
| In[o] Townshend jun[r] | Miles Gray |
| Philip Askue | George Batts |
| Iohn Holland | Edward Wale |
| Thomas Quillain | William Wallis |
| p. 249 Abraham Emmet | Thomas Beauchamp |
| Iohn Richins | Paskue Bartlett |
| Thomas Shiles | & Francis Roberts |

Vera Copia

Decem[r] 19[th] 1692 p In[o] West Cler Cur Comit. Som:

M[r] Francis Ienkins the first of the Commissioners named makes his appearance & alledgeth that he never was summoned in Excuse for not appearing before—

M[r] Stephen Luff Sheriff of Somerset County called in & Examined thereof saith that never any præcept to that purpose Came to his hands

However the said Francis Ienkins further humbly offereth himself in mitigation of the crime laid to their charge & alledgeth that it never was the design intent or inclination in the least of that Court to put any Affront upon or shew any disrespect to his Excellencys Commission & if any such Construction can be made of their Letter or proceedings it must of necessity be the mistake or misapprehension of the Clerk in drawing it

Iohn LLewellin Clerk of the Council being Interrogated & affirming that according to the order of this Board Summons were sent out & directed to M[r] Iohn West Clerk of Somerset County Court & it appearing to this Board that the same had been Conceal'd & not duly served Ordered that Summons issue for the said West to appear here next Council day to Answer his Contempt

The honble Coll[o] Nea Blakiston & Thomas Tench Esq[r] having pursuant to the Order of this Board yesterday made

Inspection into & duly Examined the state & Condition of William Morris & what the Evidences by him produced had to say on his Behalf therein do Report that upon the whole matter they do find the allegations & pretences of the pet^r^ Morris to be altogether vain & Fictitious Scandalous & Ridiculous; whereupon the petition & the matter therein Contained is dismist the Board & the Evidences discharged from their further attendance & the said Morris Ordered to pay them their Legal Charges Liber K. p. 250

M^r^ Stephen Luff Sheriff of Somerset County having by Virtue of a præcept to him formerly directed for the apprehending & taking into his Custody of Edw^d^ Randolph Esq^r^ accordingly apprehended the said Randolph & Suffered him to make his Escape is called in & charged with his Neglect therein & Ordered to give his Excellency an Acco^t^ of the whole matter his manner of proceedings & what had passed between him & the Governor of Virginia upon his application made to him in Order to retreive his Prisoner which the said Stephen Luff having accordingly done It is Ordered that he the said Stephen Luff together with Charles Nicholson to attend him do again wait upon his Excellency to demand the delivery up to him of his Prisoner & that a Postcript be added to the Letter ordered to be drawn the 6^th^ Instant to the said Gov^r^ to acquaint his Excellency that Since the Writing thereof the said Sheriff was returned hither & had given an Acco^t^ of his Demands made to his Excellency for the Surrender of the said Randolph his Prisoner & of his Excellencys answer thereto from whence this Board had been encouraged to request his Exc^llcy^ the Governor of this Province to send back the said Sheriff together with the said Charles Nicholson in order to make a Second demand & hoped his Exc^llcy^ S^r^ Edmond Andros would Comply therewith

Was then produced & read the said Letter formerly writ (viz^t^) the 6^th^ Instant together with the Postcript added as above (viz^t^) p. 251

May it please your Excellency

Your Excellencys of the 22^d^ & 27^th^ of this last Month have been imparted to us & their Contents Duly considered from whence we hold our selves obliged to return your Excellency for answer that we take notice of your kind endeavours to admonish Concerning those strange Indians at the head of our Bay & the French man with them but withal to assure you that as it hath pleased their Maj^stys^ to do us that great Honour to place Us in the Spheeres we are so we shall therein consult & act as near as we can noth^g^ Prejudicial to their Service & the good & Welfare of their Subjects & to that end have referred any Resolutions Concerning those Indians

Liber K. till the meeting of the Assembly to have the concurrent advice & Ioint Consent of the Representative Body of this Province in an Affair so Considerable We needed not (we Conceived) to have used many Arguments to moove your Excellency to a Belief of what we had written in our last in the way of friendship & good Correspondency by us desired Neither may it Possibly seem so strange to your Excellency or any other upon second & more Considerate thoughts that we should meet with such disturbances in this Gov$^{t}$ where both the Interest & the Religions are so different and Diametrically opposite to each other we are glad to understand otherwise of your Government & that you are so free from the troubles we meet with upon that acco$^{t}$ but also assure you we shall take the most Effectual measures we can to heal & Supress those Maladies we Cannot at all charge our selves with the least Deficiency or want of due regard &
p. 252 respects to your Excellency and those Authorised by their Majestys in your Gov$^{t}$ but have always endeavoured to demonstrate the Contrary as we thought we did in our last, however mistaken if you please to review the Copy of M$^{r}$ Vansweeringens Deposition your Excellency will there find that Coll Digges was not the only person mentioned but that M$^{r}$ Fitzhugh is as greatly Concerned & also Madam Digges for whom we have that honour as to give credit to her Discourse Vansweeringen has passed his Trial publickly in our Provincial Court where he hath ingeniously confessed the matter of fact charged him with according to the tenor of his Deposition Copy whereof sent your Exc$^{llcy}$

Your Excellencys demands of returning M$^{r}$ Randolph taken up at the reasonable request of the Magistrates of this Province to one of yours (a prudent & discreet Iustice) by vertue of his hue & cry for sevèral notorious Crimes & misdeamenors of very high high Nature Committed & done by said Randolph here ag$^{st}$ their Majestys & this Gov$^{t}$ are altogether anticipated & Prevented by that Nice and Diligent Officer the Constable of Accamack in whose Custody we understand he was & is detained but we hope your Excellency will do the Officer that pursues him that Iustice as to remand him into his Custody from whom he made his escape & is thereby become a felon (in Order to be brought to a fair & legal Trial in time & place most proper & Convenient which we Conceive to be where the Fact was Committed whereof we do not in the least Doubt & are

Your Excellencys most humble Servants

Maryland May 6$^{th}$ 1693

S$^{r}$

Postcript

May 11th 1693 Liber K.

Since the writing & before closing of the former Mr Luff p. 253
our Sheriff of Somerset County is returned from your parts & hath this Day given us an Acco[t] of his application made to your Excellency concerning Mr Randolph Feloniously broke prison & escaped from his Custody, whereby we are encouraged to Beleive your Excellency will at our reasonable request deliver him up to this Gov[t] to be proceeded against according to Law in Confidence & full Assurance whereof we send the Bearer Charles Nicholson together with the said Luff to wait on your Excellency & to receive your commands to that purpose to whom we pray your Excellency to give all faith & credit as Coming from

Your Excellencys most humble Ser[vts]

To his Excellency S[r] L C:
Edm[d] Andros Cap[t] N B C H
Gen[l] & Gov[r] in Chief N G I A
of Virginia T T

Read & signed by his Excellency the Gov[r] & Council the following Letter to the Gov[r] of New York ordered yesterday to be writ (viz[t])

May it please your Excellency

Yours of the 3[d] of April last with Copy of the Queens Letter of the 11th day of October Inclosed hath been laid before us the Contents of both we have duly & maturely Considered & in Obedience to her Majestys Commands as well as our own inclinations to serve your Exc[llcy] & their Majestys Subjects of your Gov[t] against the Common Enemy we have Concluded on Contributing to your aid & assistance the Sum of three hundred Pounds Sterl our Quota proportionable to p. 254
our Neighbours of Virginia who are double the Number & upwards of Taxables with us Bills for which will be remitted, & your Excellency may expect by the honble Coll[o] Hamilton upon his return to his Gov[t] & we hope it with what you may receive from other parts will have good Effect to the Security & Safeguard of yours & all others their Majestys Neighbouring Collonies & Plantations we are

Your Excellencys most humble Serv[ts]

Maryland May 11th 1693 L C:
To his Excellency Coll[o] N B C H
Benj[a] Fletcher Cap[t] N G I A
Gen[l] & Gov[r] in Chief of T T
their Majestys Territory of
New York & Pensylvania

These

Liber K. Motion made in Behalf of Captain Rich[d] Sweatnam of Talbot County that he may have License granted him to keep Ordinary at Talbot County Court house for the Entertainment & accommodation of the Iustices of the said Court & other ꝑsons Officers & Sutors thereunto he being a person of Sufficient ability & duely qualified for the same & to Comply with the Act of Assembly in that case made & provided which was Granted him & Ordered that he have License accord[gly]

To his Exc[llcy] Coll[o] Lionel Copley Gov[r] of Maryland
The humble Petition of Thomas Bland of Ann Arundell County

humbly Sheweth

p. 255 That your Pet[r] being deeply sensible of our Soveraign Lord & Lady the King & Queens Maj[stys] princely Bounty & Goodness to this their Majestys Province of Maryland & more particularly in placing your Excellency to be Ruler & Gov[r] over their Majestys Subjects inhabiting the same by means whereof we are not only freed from the fears & Dangers of Popish Tyranny & oppression but from other Calamitys & miserys the People Groaned under which being now changed into repose quiet & Lawful Liberty there is nothing further wanting to the Composing the minds of Men in agreement peace & plenty save only the Dutiful Return of Veneration & Obedience from the people of this their Maj[stys] Province in acknowledging their fatherly tenderness & Indulgence in placing your Excellency to be Ruler over us

Your Petitioner in Contemplation of so ample Goodness & that he may in some measure be serviceable to this their Majestys Province under the Lawful Government of your Excellency humbly prays that he may be admitted to be Sworne one of their Majestys Attorneys of the Provincial Court where your petitioner has been a practitioner above Twenty Years In which Employment your petitioner desires to spend the remainder of his Life, not only in Defending their Majestys rights by Law but shall always be ready to lay down his Life & Fortunes at their Maj[stys] Feet & at the feet of your Excellency as Governor against all opposition whatsoever

And your Petitioner shall ever
pray for your Excellencys long life
& prosperity

Thomas Bland

It being Informed his Excellency & this Board that the Pet[r] had upon the late Revolution approved himself a Person
p. 256 dissaffected to their Majestys & the present Gov[t] as ꝑ Several

Depositions taken against him Especially one by Mr William Hopkins of the same County may appear which being produced & read It was ordered that for answer to the within written petition the petr is referred to the foll° Copy of a Deposition taken by Mr Wm Hopkins as the reason why they have thought fit wholly to reject the same Liber K.

The Deposition of William Hopkins of Ann Arundell County Gent Sworne

Saith that as the Deponent was going to the County Court in September 1689 Thomas Bland asked the Deponent what made him so rebellous against the Lord Baltemore & asked if he had not suffered enough in the Province already for his being so Obstinate agst the Papists & yet for all your Sufferings you will assist in the oversetting of the Govt & think to be releived by one as you pretend is now King of England but you are deceived for the Prince of Orange is not King of England nor ever is like to be & this is treason in the highest Degree to act so against the Lord Baltemore & therefore you will Lose both your Life & Livings from your heirs for ever if you desist not from your Rebellion & besides you know if you had at any time any Sute of Law in the Court you could never have Iustice done you because you were always looked upon as the greatest Rebell against the Papists in all Maryland & now you think to be Relieved by this King William (as you call him) for it is not in his power to relieve you for the Lord Baltemore is no ways Subordinate or dependant to the Crown of England but is absolute here of himself in this Provs And if King William that Usurped should take by force this Province from my Lord he Could p. 257 not be King of it but must be but a Proprietor of the same for it was freely given to my Lord for an absolute place of Refuge for the papists & you are all but Intruders into their priveledges & my Lord is not bound by his Charter to maintain the Protestant Religion though you say he is & therefore for your rebellion against the Lord Baltemore you will all be hanged & your King William as you call him neither Can nor hath any power to relieve you in this Province & you know you have suffered enough already in your last Sute in Chancery, & when I Came to Court Captain Hill & this Deponent had some words & Bland said see what Captain Hill says to you before these Gentlemen & yet you will not be quiet & further the Deponent saith not

William Hopkins

Sworne before me the 15th
day of Iuly Anno Dom 1690
Nich Greenberry

Liber K.

To his Excellency the Governor & Council
The humble Petition of Rob$^{t}$ Carvile

Sheweth

That your Petitioner having paid the Consideration for the two warrants hereunto annexed according to his Lordships Conditions of plantation has not as yet made any use of them

He therefore humbly prays that the same may be Renewed & Directed to M$^{r}$ William Coursey Surveyor of Talbot County to lay the same out upon Land in Talbot or Dorchester County

And your Petitioner as in duty Bound shall pray &c$^{a}$

p. 258 The Petition Granted & Ordered that warrants issue forth of the Land Office for the renewment of two warrants of 500 Acres each one of 500 Acres warrant granted him the 15$^{th}$ of March 1688 being then due to him by renewm$^{t}$ of a warrant for the same quantity granted him the 18$^{th}$ of Iune 1685 & renewed by order of Council the other for 500 Acres warrant granted him the said 15$^{th}$ March 1688 being then due to him by renewment of a warrant for the same quaintity granted him the 29$^{th}$ day of Iuly 1685 & renewed again by Order of Council the 22$^{d}$ day of Iuly 1687

Memd

M$^{r}$ Stephen Luff Sheriff of Somerset County together With M$^{r}$ Charles Nicholson being appointed by order of this Board to apply themselves to his Excellency S$^{r}$ Edm$^{d}$ Andros Gov$^{r}$ of Virginia & to dem$^{d}$ the Surrender of Edward Randolph Esq$^{r}$ Escaped from the Custody of the said Sheriff his Exc$^{llcy}$ the Gov$^{r}$ thought fit to give them these foll Instructions (viz$^{t}$)

Instructions for M$^{r}$ Stephen Luff & M$^{r}$ Charles Nicholson to Virginia (viz$^{t}$)

You are to waite & attend the motion of the honble Coll$^{o}$ Andrew Hamilton & M$^{r}$ Shirlock when they shall think fit to set forth from hence into the Colony of Virginia

With them you are to get Passage over & Land there at such place where they shall think fit or may most Conveniently set you on shore

Upon your arrival there you are forthwith to apply your Selves to the most likely & Convenient places for procuring Horses & a Guide if need be to Conduct & Carry you down to his Excellency the Gov$^{r}$ of that Countrey

p. 259 Where when you arrive you are to endeavour to have a speedy admittance & access to his Exc$^{llcy}$ & thereupon to deliver him the Letter herewith Committed to your Charge & pray his speedy answer thereto & your dispatch

If his Excellency shall think fit to deliver up Mr Randolph to this Govt you are humbly to request orders & Commands for his safe Conduct through the limits of that Countrey to the line or parting of that & this there to be delivered into the custody & possession of the said Luff Liber K.

When you shall have so received him you are to pass your receipt there for if Required & take care that he be Sufficiently Secured watched & Guarded (that he may in no wise escape the second time until he shall be safely & securely brought before me at the City of St Marys in Order to further directions & instructions to be given Concerning him

An Exact Iournal & true accot of your whole proceedgs from the time of your setting out to your Return you are to keep & Communicate the same to my self or my self & Council when required of all which you are not to fail upon your peril

Given under my hand this 12th day of May 1693 In the fifth Year of the Reign of our Sovereign Lord & Lady King William & Queen Mary &ca

L C

Whitehall 22nd August 1693. P. R. O. Maryland B. I. Vol. 8, p. 123

Sir,

The Rt Honble the Lords of the Committee of Trade and Plantations having received divers Laws lately past in the Generall Assembly of Maryland for her Majesty's confirmation or disallowance their Lordships are pleased to order the said Laws which you will herewith receive according to the enclosed List to be sent to you for your opinion Whether the same may be confirmed by Her Majesty. The Act (Entitled an act for the regulating Ordinances and limiting the numbers of them within this Province only) Excepted Whereupon His Majestys Pleasure has been already signified

I am
Sir
Your most humble servant
J. P.

To Edward Ward Esqre
their Majtys Attorney Generall
Or Sr Tho: Trevor Knt
Their Maties Solicit: Genll

At a Council held at the City of St Marys at his Excellency the Governors house the 25th day of August Anno Domini 1693 Liber K.

Present

His Excellency the Governor p. 260

the honble { Collo Nea Blakiston, Collo Nich Greenberry, Tho Tench Esqr; Captt Iohn Addison, Thom Brooke Esqr }

Moved & offered to the Consideration of the Board that whereas some of their Honours had lately recd a Letter from

Liber K. S^r Thomas Lawrence requiring them severally as Iustices of the Provincial Court to sign for him according to Law as he alledged his habeas Corpus which had likewise been personally demanded p his Servant Thomas Huchins on his Behalf they thereupon pray the Sentiments & advice of the Board therein whither or no they are by Law obliged to Comply therewith

In answer whereunto it is Declared that he was Committed by especial Order of his Excellency the Gov^r & Council a Superiour Authority to that of the Provincial Court & that if in his Case such writ were grantable it must be to some higher Court or place that can take Cognizance thereof moreover upon the demand made no such writ has been produced for the parties of whom demanded to signe to whereby it might appear to what Court or other Authority his said writt should direct him

Whereupon it is Concluded & the opinion of the Board is that it be demanded of S^r Thomas Lawrence or whosoever shall appear to sollicit for him his said Demands to have a sight of the said writ for their better Information before such time as they can give a more positive answer thereunto

Taking into Consideration that their Majestys Ships of War the Convoy appointed & now lately arrived w^th^ the
p. 261 Fleet are limited to Sixty days time staying here which will expire before the Assembly Can have met at the time to which they now stand porogued & have fully Compleated their Business to be represented home by their Returne for that & divers other good Causes of great weight & moment for their Majestys Service it is advised & resolved that the Assembly be conveened by Proclamation to sit at S^t^ Marys the 20^th^ of September next & accordingly proclamation issued as foll^o^ (viz^t^)

By his Ex^cllcy^ the Cap^t^ Gen^l^
A Proclamation

Maryland ss

Whereas the Gen^l^ Assembly of this Prov^s^ begun & held at the City of S^t^ Marys the tenth day of May Anno Dom 1692 by adjournment & several porogations since stands now porogued to the 13^th^ day of October next ensuing & forasmuch as at present several matters of great moment & import to their Maj^stys^ Service & the good & Welfare of this Province do offer themselves to the Consideration of the said Assembly & Require their Meeting in order thereunto sooner then at the time Appointed as aforesaid I have therefore by & with the Advice & Consent of their Majestys Council thought fit & I do hereby fully resolve determine & Ordain that the said General Assembly be conveened & held at the

said City of S$^{t}$ Marys on the 20$^{th}$ day of September next Liber K.
ensuing whereof all & Singular the respective Sheriffs of the several and respective Countys of this Province are hereby straightly Charged & Commanded to make publick proclamation in the most publick & Convenient places within their respective Countys aforesaid & to give due & timely notice as well to such of their Majestys Council as Inhabit or reside within their said Respective Countys as to p. 262
all & singular the Respective Deputys & Delegates of the ffreemen thereof thereunto elected & chosen that all excuses & Delays set apart they & every of them be & personally appear at the s$^{d}$ City of S$^{t}$ Marys on the said Twentieth day of September next to do & Consent to those things which then & there by the Favour of God shall happen to be Ordained

Given at the s$^{d}$ City of S$^{t}$ Marys the 25$^{th}$ Day of August Anno Dom 1693 In the 5$^{th}$ Year of the reign of our Sovereign Lord & Lady King William & Queen Mary &c

God save King Will$^{m}$ & Queen Mary

Memd the Assembly which was porogued by order of Council May the 10$^{th}$ last Prorogued from the 20$^{th}$ of the said month on which day it was then to sit to the 20$^{th}$ of Iuly foll$^{o}$ was by his Excellency afterwards further prorogued from the said 20$^{th}$ of Iuly to the 20$^{th}$ of this Instant August & from thence again by his Excellency further prorogued to the 13$^{th}$ of October as is mentioned in the above Proclamation

Were produced & Ordered to be read these foll$^{o}$ Depositions (viz$^{t}$)

The Deposition of Rich$^{d}$ Southern of Calvert County Gent aged Fifty Years or thereabouts (viz$^{t}$)

The Deponent upon Oath examined saith that on the 21$^{st}$ day of August Instant p Vertue of a præcept to him directed p the honble Ne$^{a}$ Blakiston Esq$^{r}$ the 18$^{th}$ day of the said month he this Deponent went therewith to the house of Coll$^{o}$ Henry Iowles & told him that the Gov$^{r}$ & Coun$^{cl}$ Required p. 263
his Attendance on Wednesday 23$^{d}$ said Aug$^{st}$ he Replied he would obey their orders he would wait upon them so he swings himself about & said God damn him this was nothing but what he did expect a parcell of Shitten dogs of you & bid him this Deponent go about his Business he would be sure to be there himself the Deponent thereupon told him there was more in it then so for him to go by himself for he this Depon$^{t}$ had recd a warrant which directed him what to do & so shewed him the warrant which he read & said he had spoken Nothing but what he had been beaten

Liber K. out of the Depon[t] told him that as he was a Gentleman if he would like a Gentleman submit himself quietly to his Custody he the Deponent would be civil to him otherwise must take him by Force & thereupon Clapt him into the Custody of M[r] Thomas Collier the said Iowles flew out into a Passion & said they had forced him to give bonds & now God damn 'em they would beat him to make him break his Bonds & when he came down before the Gov[r] & Council he would declare what he thought before them all & several other words to that Effect but after some space of time & his heat being over he promised this Depon[t] & said upon the word of a Gent that he would upon their Honours to which the Deponent gave Credit & discharged the said Collier from his further attendance on him & on the day appointed this Deponent went to his house where he met with the said Iowles Wife who told this Deponent the Coll[o] was very sick & she was afraid he would dye the Deponent said he must see him she then Conveyed him to the Chamber where the said Jowles Lay who told this Deponent he was sorry he was sick & Could not go with this Deponent according to his
p. 264 Promise but Desired him to tell the Gov[r] & Council when he was well he would wait upon them & further saith not
Iurat 24 die Augusti 1693 Rich[d] Southern
coram nobis
Nich Greenberry, Thomas Tench

Maryland ss

The Deposition of Iames Keech aged about 42 Years declareth

That as he happened about the last of Iune or the beginning of Iuly 1693 at a Store of M[r] Iacob Morelands in Calvert County accidentally happened there Coll[o] Henry Iowles & was then & there together with M[r] Atkey & M[r] Moorland very friendly the Coll[o] & I was I thought together with little Drink by & by Coll[o] Iowles told me he would speak a word or two with me we went out together the Coll[o] askt me whither Bell & I told M[r] Tench that had it not been for Bell & you I had gone to Mattapony I replied that indeed I had never opened my mouth to Esq[r] Tench with the same I thought he was Satisfied but when we came in he Called M[r] Tench Pityful Fellow & that when all matter was done he came in but he was sure he had been a Royal Subject & had done all the Business immediately he fell from M[r] Tench & his discourse was Concerning M[r] Blakiston as he Called him I by God there is another pittyful Fellow as—how many Letters have I to show from him but God damn them he would keep them to wipe his arse Why so I replied was I as you I would keep them & show them to Coll[o] Blakiston but by &

by he said it would not be Long before he should see the best part of those now in Power turn'd out with other expressions a little while after Came in Mr Moreene & immediately he said Keech I have one Question more to ask you I askt him what that was pray what Reason had you to drink Coll° Clarks health in a way to Deride me indeed Coll° I do not Remember such a thing done by me with God damn you here is one in our Company will own it to your Face well if it was so I hope it is no treason my wife Standing by hearing of him Charge me she was a going to tell him that—Mr Moreene was the first as was heard to say so immediately he rose up & Called me pitiful Shiting puppity Dog & that he had made us all men with his fist at my nose I did not know but he would have injured me Whereupon I did hit him he askt me to go out & therewith much ill Language with his fist at my Face again I hot him two Blows of the Face again in vindication of my Self he told me he would fight me with his Sword I told him I had no sword about him in we went & sate down again pray said Coll° Iowles Mr Askey tell me who gave the abuses here indeed said Mr Askey you abused Keech the Coll° said God damn you, you pitiful Shitten Dog whereupon Mr Askey went his way & I went home with my wife and further saith not Given under my hand this 24th day of August 1693 Liber K. p. 265

Iames Keech

Iurat die et Ann: Supradict
24° die Augusti 1693
coram nobis
Nich Greenberry
Tho Brooke

Upon reading whereof & the same being Duly Considered It was thought fit & Ordered that the foll° precept be Directed to Capt In° Bigger (vizt) p. 266

By the Govr & Council Augst 25th 1693

Ordered that Captain Iohn Bigger forthwith upon receipt hereof demand & take of Coll° Henry Iowles Bond in five hundred Pounds Sterl with two Sufficient Sureties in the Sum of Two hundred & fifty Pounds Sterl each for his the said Jowles future good Behaviour whereof he hath already made a Breach & for his appearance at the next provincial Court to answer what shall then & there on their Majestys Behalf be objected against him & in Case the said Iowles shall deny or refuse to give such Bond & Security as aforesaid then the said Bigger is to take him into Custody until he shall so do

To Capt Iohn Bigger
in Pottuxen

Signed p Order
J LL Cl Consil

These

Liber K. Information being given to the Board that some ꝑsons had reported & told Mr William Sharp of Talbot County or said in his hearing that King Willm was proclaimed a Traytor by the Confederates Ordered that a Letter be Writ by the Clerk to the said Sharp requiring him to Come downe with all speed to discover & make known as near as he can the first Author thereof accordingly was writ & sent to him as follows (vizt)

August 25th 1693

Mr Sharp

p. 267 Information being this day given to the Govr & Council that some persons towards the head of the Bay have lately at your house or in your hearing uttered several false mutinous & Seditious speeches to the dislike of their Majestys Subjects the good people of this Province (vizt) that King William was proclaimed a Traytor by the Confederates &ca you are desired & by his Excellency required forthwith to give your personal attendance here at the City of St Marys to testify the truth of your knowledge concerning the same & in the meantime to recover in your memory what Possibly you Can to discover as far as may be the first Author & Divulger thereof in order to be proceed against according to Law & the demerits of the case

Your humble Servts

J LL

Produced & read ꝑ Order these following Depositions (vizt)

The Deposition of William Wheeler
aged Fifty Years or thereabouts

The Deponent upon Oath taken on the holy Evangelist saith that on or about the third day of March last past he being at his Lodgings at the house of Mr Iohn Pope in Talbot County one Dominick Kirwan a Lodger also in the said House acquainted Mrs Pope that Colle Peter Sayer intended to come & see her who Answered he should be welcome to any thing she could procure & forthwith the said Sayer with several others Came with him the most noted of which or such as I had any acquaintance with were Captain Richardson Commdr of the Ship Endeavour at Oxford Captain Benson of

p. 268 a Troop of Horse Robert Gouldesborough Atty at Law Mr Robt Ungle a Mercht Mrs Dominick Kirwan Mr Pope & his Wife with several others of the Irish Nation unknown to your dept by name Colle Sayer began to discourse of the late Revolution both at home & here & swore God damn him he did admire how that King William being so wise a King as was said he should be ruled by such a damn'd ꝑcell of Rogues as the Parliament of England was & to Come to

invade his Fathers right & swore God damn em all for a Com- Liber K.
pany of heretick Dogs Especially the Church of England who were the worst of all the Seperatists from the Church of Rome & again Swore by God that the Turkish Religion was better then the Protestant Religion & that he had rather see that Religion flourish in England then that damn'd Protestant Religion that discourse ended Coll° Sayer took up a Cup of Drink & drank a health to the late Gov^r Nicholson of Virginia & Swore by God he did not question but he would Come in Gov^r of Maryland in less then Twelve months whereupon M^rs Pope Replied she had heard a very good Character of Gov^r Nicholson but that it was not like a Gentleman to Circumvent his friend the present Gov^r Copley whereupon the said Sayer bid God damn Gov^r Copley for a Rebell & pityful Rascal & swore by God that he was sure that Governor Nicholson never had any kindness for such Villains as Copley was adding that the present Governm^t was in a Languishing Condition & so drank a health to the sick Gov^t every one pledging except M^r Gouldesborough who thereupon went out of the Company then Coll° Sayer Swore by God that Copley had p. 269
sent twice for him but said God damn him he scorned to wait upon such a pityful fellow as Copley was & that there could not be a greater Rebell under heaven

And then he drank King Iames's health not Doubting as he said but by that time he was Come to whitehall to the Confusion of all that rebellous Crew which had dethroned him which was also pledged by all Gouldesborough excepted being not then in Company which was all I took Notice of at that time the next morning the Deponent had Occasion to pass by him not paying that respect he Would have done had he not heard the foregoing Discourse whereupon the said Sayer made Enquiry who the Depon^t was & some Body told him he was Coll° Blakistons kinsman they thought he asked the Depon^t if it was so the Deponent answered what then when then replied Coll° Sayer if it be so I do not question but in a very Short time to see that Rogue Blakiston with some other Rogues now at S^t Marys & your self hanged to w^ch the Depon^t made no reply but went out of the Company & further saith not

Will^m Wheeler

Iurat 15 Die May Anno Dom 1693
coram
L: C

Endorsed viz^t

The within Deposition was sworn
before us the day & year within mentioned
Ne^a Blakiston
In° Addison

Liber K.

The Deposition of Robert Gouldesborough aged about Twenty Nine Years or thereabouts

The Deponent upon Oath taken upon the holy Evangelist
p. 270 saith that he about the beginning of last March past being at Oxford Town at the house of Mr Iohn Pope in Company with Collo Peter Sayer Mr Robt Ungle Captain Richardson & Capt Iames Benson & some others whose names this Depont cannot at present Call to remembrance Collo Sayer begun a discourse concerning the late Revolution both in england & here & said that he did admire that King William being so wise a King as he was reputed to be should be lead by such a Damn'd Crew to invade his Fathers right & swore that he had rather see the Turkish Religion flourish in England then the Protestant Religion this Depot asked him why so the said Collo Sayer made him this Deponent this answer because they were all of One mind & the protestants were not then the said Sayer said he would lay a wager that Capt Nicholson was Govr of this Province within a twelve month wch is all this Depont Can remember he going frequently upon some Occasion or other out of the Room

Iurat 23 Die Iunij Anno Dom 1693 coram me — R: Gouldesborough

L Copley

The Deposition of Robert Ungle aged Twenty two Years or thereabouts (vizt)

That being in Company with Mr Robert Gouldesborough Capt Iames Benson Capt Inº Richardson about the beginning of March Collo Sayer began a Discourse about the late Revolution & said that he admired that King William being so wise
p. 271 a Prince as he Was Reputed to be should be led by such a Damn'd Crew to invade his Fathers right & swore that he had rather see the Turkish Religion flourish in England then the protestant & afterwards begun a health to Collo Nicholson which ended with his Offer to lay a wager that the said Collo would be Govr of Maryland within Twelve Months the Deponent further saith that he used several Opprobious Expressions against the present Governor Collo Copley as that he was a pityful fellow & such like Expressions which at present the Deponent remembreth not & further this Deponent saith not

Iurat 23o Die Iunij Anno Dni 1693 coram me — R Ungle

L: Copley

Upon hearing & Due Consideration had of the foregoing Depositions was issued the folloº præcept (vizt)

By the Gov^r & Council Aug^st 25^th 1693 Liber K.

Maryland ss

Ordered that the Sheriff of Talbot County take into his custody the Body of Peter Sayer of the same County Gent & him safe keep so as to have him before their Majestys Iustices of the Prov^l Court at the next Prov^l Court to be held at S^t Marys the first tuesday in Oct^r next to answer what shall then & there be Objected ag^st him on their Majestys Behalf & also that he summons Rob^t Ungle Rob^t Gouldesborough, Iames Benson, Dominick Kirwan & Margarett Pope that all excuses set apart they & every of them be also & appear at the time & place af^d to testify the truth of their knowledge on behalf of their said Majestys against the said Sayer whereof Let them not fail at their perill

Signed p Order
J LL Cl Consil

At the Complaint of M^r Iohn Craycroft upon some difference p. 272
& dispute between him & M^r Lynes depending before the Assembly on a writ of Error brought by the said Lynes that the said Lynes by his tedious delays & putting of from time to time the filing of his errors endeavours to protract & tire Out the said Craycroft & keep him out of his just right the foll^o Order of this Board was Ordered to issue (viz^t)

By his Ex^ncie the Gov^r & Council Aug^st 25^th 1693

Maryland ss

Ordered that M^r Philip Lynes do within ten days from the date hereof file or Cause to be filed with the Clerk of the Council his Errors assigned upon a writ of Error by him brought against a Iudgment obtained against him by M^r Iohn Craycroft in the Provincial Court to the end that Copies thereof may be given to the said Craycroft or his Council in due time to answer the same & that peremptorily they come to a hearing about the beginning of the next Assembly

Signed p Order J LL Cl Consil

The honble Coll^o Nicholas Greenberry having pursuant to a former order of this Board demanded of M^r Henry Darnal the surrender up of his Bonds formerly passed in this Province as security for M^r John Thurber Commander of the Ship Philip of New York for the due Navigation of the said Ship & paym^t of her Duties according to Law for which he hath pro-
duced Certificate from the chief Officers of their Majestys p. 273
Customs in the port of Cowes of having fully Complyed therewith according to Law or to have the said Certificate endorsed on the back of the said Bond in discharge thereof & the said

Liber K. Darnal having to him the said Greenberry as also to this Board positively disowned & denied & to have any such Bonds in his Custody or to know where or in whose possession they may be, the said Coll° Greenberry hath moved & it is granted unto him that the said Certificate may be recorded in the Journall of this Board there to remain to posterity in discharge of the said bonds from any future pretence or claim thereunto the said Certificate produced being well viewed & approved of by this Board to be good Sufficient & Substantial Law to all intents & purposes to discharge the same Port of Cowes

Know yee that Iohn Thurber Commander of the Ship Philip of New York from Maryl^d^ his Maj^stys^ Plantation in America hath duly Entred in this Port the [sealed] 31^st^ of May last & the 6^th^ ins^t^ Iune & put on Land two hundred & fifty hhds & a ꝑcell in Bulk Maryland Tobacco being all the Goods & Merchandize taken in at his Majestys said Plantation in America & w^ch^ hath paid his Majestys Subjects & additional Duty in discharge of his Bond this Voyage taken by the chief Officers at the port of Pottux^t^ in Maryl^d^ aforesaid as [sealed] ꝑ Certificate thence dated the 8^th^ of April last under the hand & Seal of Henry Lowe Collector witness our hands & Seals of Office this 10^th^ of Iune 1684 p. 274 Anno Caroli 2^d^ XXXVI

Tho Moore
ꝑ Cust

Tho Cole Coll
W^m^ Bowles
ꝑ Comp^t^

At the Committee of Trade and Plantations
At the Councill Chamber at Whitehall
the 15^th^ of September 1693.

P. R. O. Maryland B. I. Vol. 8. p. 120

Upon reading several Letters from the Governor and Councill of Maryland to the Committee dated the 14^th^ of October 21^st^ of December and 11^th^ of April last together with Articles of Impeachment against S^r^ Thomas Lawrence Secretary of that Province upon which Articles the Governor and Councill of Maryland acquaint their Lordships they had committed and confined Sir Thomas Lawrence and had dismist him from being of the Councill and Judge of the Provinciall Court there appearing to the Committee no ground for such proceedings although the allegation conteined in the said Articles were true. But that the proceeding of the Governor and Councill in this matter are illegal and arbitrary. Their Lordships are

of opinion that the Governor and Councill of Maryland be directed to give Sir Thomas Lawrence a Copy of the Articles transmitted against him and that he return his answer unto them to the End their Majesty's pleasure thereupon may be known and that in the mean time Sir Thomas Lawrence be set at Liberty and be restored to his places of Councell[r] and Judge of the Provinciall Court and that he receive no Molestation or disturbance in the enjoyment of the Office of Secretary of Maryland according to His Majesty's former order in Councill of the second of March last and that permission be given in Maryland to examine all persons that shall give Evidence in this matter without any hindrance or discountenance to such persons as Sir Thomas Lawrence shall desire to be examined on his behalf. P. R. O. Maryland B. I. Vol. 8.

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Maryland Port of Annapolis Decemb[r] the 8[th] 1696 Liber K.

Then Came John LLewellin Gent late Clerk of his Majestys honble Council of this Province before his Excellency in Council & made Oath that this Journal from foll* 1 to foll 133 does Contain the full Acco[t] of all Proceedings had & taken during the Gov[t] of his Excellency Gov[r] Copley according to the best of his remembrance & knowledge

H Denton Cl Consil

*memd the above Reference from Fol 1 to Fol 133 refers to the Book from whence this was transcribed

Annapolis June 4[th] 1697

May it please your Lordships

Upon Perusall of a former Iournall of Gov[r] & Council in the time of his late Excellency Lionel Copley Esq[r] we find a Letter signed by severall of us directed to M[r] Peter Paggen & dated 21[st] of Decem[r] 1692 & being apprehensive that his present Excellency Francis Nicholson Esq[r] our Gov[r] is very much reflected on thereby we humbly beg Leave of your Lordships to do his Excellency what Iustice we can by acquainting your Lordship with the Reasons & Motives of that Letter & what we know of our own knowledge of his present Excellency since that time it was purely at the Instance p. 275 and averment of his said Excellency Lionel Copley Esq[r] & M[r] Blakiston who was the only person with whom he permitted any private Conference or imparted Secrets to; both of whom did assure us that they had great Reason to suspect such things as are mentioned in the first part of that Letter, & said, that they had several Informations & should in some time get proof of such practices in his said Excellency Frances

Liber K. Nicholson Esq$^{r}$ as are there mentioned & thereupon the Clerk hav$^{g}$ by Order as we Conceive prepared a Letter for us to sign it was tendered to us & we desired to sign it which we did but never after heard any proof of those Allegations nor any thing more of them but since that upon better acquaintance & knowledge of his Ex$^{cllcy}$ Gov$^{r}$ Nicholson we find the direct Contrary principles in him to what was then asserted that he is so far from disaffecting the then & present constitution of Government that it hath been his greatest Care & Study to preserve & improve the same by the best measures & means he can And as to Countenancing Papists &c$^{a}$ we find nothing in him tending that way unless it be his Administring Iustice to them where it is due without distinguishing one Sect from another but on the Contrary our Iournals of Assembly & all other Records make appear & we are assured that none has ever done more by his perswasions Example & large Gifts to propagate the Protestant Religion in this province than he

This we thought our selves obliged in Iustice to say to your
p. 276 Lordships to vindicate the honour of his Excellency & wipe of the aforesaid Reflections in a manner imposed on

Your Lordships
most humble Serv$^{ts}$
Nich Greenberry
Tho$^{s}$ Tench
Iohn Courts
Tho Brooke

To the right Honble
the Lords of the Council for the Committee of
trade & foreign Plantations

The foregoing Letter is an Answer in Relation to a Letter by them & Coll$^{o}$ Nehemiah Blakiston dec'd writ & sent to M$^{r}$ Peter Paggen Merchant in London as appears in folio 70 of this Book the which by an Ord$^{r}$ of his Exc$^{llcy}$ of the 4$^{th}$ of Iune Anno 1697 is entered in this place by

Hen Denton Cl Council

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